

PRESIDENTIAL CAMPAIGN ACTIVITIES OF 1972

SENATE RESOLUTION 60

EXECUTIVE SESSION HEARINGS

BEFORE THE

SELECT COMMITTEE ON

PRESIDENTIAL CAMPAIGN ACTIVITIES

OF THE

UNITED STATES SENATE

NINETY-THIRD CONGRESS

SECOND SESSION

WATERGATE AND RELATED ACTIVITIES

The Hughes-Rebozo Investigation and Related Matters

WASHINGTON, D.C., MARCH 22, 23, 28, APRIL 1, 10, 11, 15, AND 16, 1974

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(Established by S. Res. 60, 93d Congress, 1st Session)



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of the final report of the Senate Select Committee.]

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PRESIDENTIAL CAMPAIGN ACTIVITIES OF 1972

THE HUGHES-REBOZO INVESTIGATION, AND RELATED MATTERS

FRIDAY, MARCH 22, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 9:20 a.m., in room S-143, the Capitol Building, Senator Howard H. Baker, presiding.

Present: Senators Baker, Montoya, and Inouye.

Also present: Samuel Dash, chief counsel and staff director; Fred D. Thompson, minority counsel; Terry F. Lenzner, assistant chief counsel; Marc Lackritz, assistant majority counsel; Richard L. Schultz, assistant minority counsel; Scott Armstrong, investigator; Eiler Ravnholt and Richard Rust, assistants to Senator Inouye; Emily Sheketoff, research assistant.

Senator BAKER. The committee will come to order.

Miss Woods, would you raise your right hand, please?

Miss Woods. Do you want me to stand?

Senator BAKER. Either way.

Do you swear that the testimony you are about to give is the truth, the whole truth, and nothing but the truth, so help you God?

Miss Woods. I do.

Senator BAKER. Let's go off the record for a minute.

[Discussion off the record.]

Senator BAKER. Maybe we better put all of this on the record.

TESTIMONY OF ROSE MARY WOODS, ACCOMPANIED BY CHARLES RHYNE AND WILLIAM RHYNE, COUNSEL

Miss Woods. Let's put this on the record because I asked Mr. Lenzner if he had any more questions to ask and the testimony shows he said "No," and that was at the end of 2½ hours.

Mr. DASH. Generally our executive sessions last about a day.

Miss Woods. I can understand that if they all start this way.

Mr. DASH. We are not that late.

Mr. CHARLES RHYNE. I would like to put my understanding of what Mr. Lenzner told me. He said they wanted her to repeat under oath what she had said at the original executive session, so I see no reason that you should take all day. That took us 2 hours the first time.

Mr. DASH. First, we did not complete our inquiries at that time. We were permitted about 2 hours, I think we were a little over 2 hours, about 2½ hours.

Miss WOODS. Two and one-half.

Mr. DASH. But Mr. Rhyne took the position we couldn't take any longer time.

Since that time we also interviewed in executive session Mr. Rebozo and additional information from Mr. Rebozo has been obtained. As you know, Senator, in an executive session, to have a complete investigation and interrogation, a time limit of 1 hour or 2 hours—and we had this before—cannot be a reasonable period of time. I think the committee and its staff has the responsibility to fully get the facts and that no interrogation, that no investigation can have a time limit put on it. Now, we will not repeat questions. Under oath we may have to go into some of the matters that we did go into in your office because that was not an executive session.

But it is very important, since we are not holding public hearings any more and since the committee did vote unanimously for us to complete our investigation, to get the facts and this is an effort to complete our investigation and complete it as expeditiously as possible.

Mr. CHARLES RHYNE. Let me say, Senator Baker, this initial session that we had I had understood was an executive session because Mr. Dash agreed to 2 hours, and it was on that basis and the basis that no subpoena would be issued that I agreed to it, so we have lived up to our agreement. Did you say we didn't live up to our agreement?

Mr. DASH. No, the original 2 hours that we talked about—

Mr. CHARLES RHYNE. Didn't you agree to 2 hours? That is all I want to know.

Mr. DASH. You say that was all you could give us. When we were acting without a subpoena—

Mr. CHARLES RHYNE. In lieu of a subpoena.

Mr. DASH. No, without a subpoena because we weren't talking about a subpoena and—

Mr. CHARLES RHYNE. But, Mr. Dash, don't you have to admit on this record that you told me that you wanted to question her for 2 hours in lieu of a subpoena? You did do that? Did you do that?

Mr. DASH. Mr. Rhyne, I will respond to your questions as I can.

Mr. CHARLES RHYNE. But didn't you do that? Can't you just answer that?

Mr. DASH. No, I did not.

Miss WOODS. Put him under oath.

Mr. DASH. Mr. Rhyne, you set the limit. First of all you set a limit of 2 hours because you claimed—well, we were first going to meet from 3 to 5 one day—and you said it had to be 2 hours because your wife was there and you didn't want to stay there. Then you said Rose Mary Woods was busy, had commitments at the White House and we shouldn't take more than 2 hours of her time. We were in an informal interview where we were at your command because without a subpoena you could have thrown us out at any time you wanted if you wanted to.

Mr. LENZNER. Can I throw out a suggestion?

Mr. DASH. Let me just continue because I was asked a question.

Miss WOODS. Senator, may I say one thing, too?

Senator BAKER. Rose Mary, one second and let me just say this. I think—

Mr. DASH. We have never been limited in any questioning in this.

Senator BAKER. I think we ought to keep two or three things in perspective and then I want Miss Woods to say what she wants.

No. 1: At the beginning and in the hearings, as all here will literally verify, a subpoena was not issued because the committee agreed that the question of issuing a subpoena on the personal secretary of the President was a matter of such delicacy that it ought to be avoided if at all possible. No. 2: That arrangements were undertaken by counsel for the committee to interview Miss Woods informally without a subpoena; and No. 3:—

Mr. DASH. From beginning October until February.

Mr. CHARLES RHYNE. And Miss Woods was not notified of that, sir.

Senator BAKER. No. 3: We have an obvious dispute between Mr. Rhyme and Mr. Dash over the nature of that undertaking; and No. 4: After 2½ hours of interview in the nature of an executive session—

Mr. DASH. No, we can never do that in executive session; we can't have an executive session without a Senator, without swearing, and without an official court reporter.

Senator BAKER. Well, I think you are making too much of a point; but anyway, in an informal interview after 2½ hours it was terminated. Next, as I understand it, it is the contention of Mr. Rhyme that the purpose of this executive session is to reiterate, under oath, matters covered in the previous interview, but it is your contention that there are other matters to be covered as well as covering the original matters, to be covered under oath.

I think we might as well just settle down to what our understanding is. It was my instruction to the staff, which of course the staff can appeal to the committee if they wish, that they expedite this matter as much as possible, in consideration of the original motivation that suggests to the committee that we ought to treat delicately with the time and with the subpoena on the personal secretary of the President. Therefore, I think it ought to be done as fast as possible.

Mr. DASH. Senator—

Senator BAKER. Wait a minute.

No. 5: I think you should proceed with the reiteration under oath of the points you think are required for these purposes; and No. 6: Cover such additional matters as may be required but I think all day is a long time and I think we ought to improve on that very materially.

So with that explanation, I suggest to the staff they proceed.

Mr. DASH. Senator Baker, I think in light of your statement I do think I have to put on the record that the Senate committee voted unanimously for the subpoena. We were asked to seek an informal interview if we could rather than subpoena and under our general rules we wanted to do that with all White House personnel. That was our general guideline.

We were seeking that first with Mr. Buzhardt beginning right after the vote of the committee in October and through very reasonable grounds we could not—

Miss Woods. May I interrupt one more time in the middle of that to tell you that Mr. Buzhardt never told me until after I had Mr. Rhyne as my attorney, so I cannot be held responsible for that.

Mr. DASH. I believe that and I don't believe you are responsible, but I am just saying our efforts began in October and for actually good reasons we could not, because of Judge Sirica's hearings and other hearings and later because of the State of the Union Message of the President, we could not—

Miss Woods. And one day because you went to a bar mizvah in Philadelphia.

Mr. DASH. Well, that was negotiated. We were negotiating the day.

Miss Woods. No, we had agreed on the date, sir, and I was coming.

Mr. DASH. Well, that was way back about 2 or 3 months.

Miss Woods. It was a date just like all the others.

Mr. DASH. That isn't the issue. What I wanted to get on the record Senator, is that in our executive sessions of all witnesses, including witnesses that the majority has called and the minority has called, this committee has not restricted the full inquiry by the staff or the committee of a witness considered material to our investigation. We will expedite it. I think it has always been our purpose not to lengthen a hearing longer than necessary, but I think it is very important for this committee, as it has done with every single witness that has ever been called, to fully investigate the matter and not to call a halt to it just for the purpose of having brevity.

Senator BAKER. Was it counsel's understanding that is what the acting chairman has done?

Mr. DASH. I thought you said, "A day is too long," and I said—

Senator BAKER. No, I said, "A day is a long time."

Now, look, Sam, for the record, you and I are not going to argue. I am saying to you that the same situation that occurred in the original instance when we first decided that we would try to interview Miss Woods without a subpoena because of the uniqueness of the relationship, still occurs.

Mr. DASH. That is right.

Senator BAKER. And I am telling you that it is my direction that the staff expedite this hearing. If you wish to appeal that you may do so.

Mr. DASH. Well, I am saying we will expedite it but do it as fully as we can because we have responsibilities.

Senator BAKER. And the record should clearly show that I did not say that a day was too long but I said, "A day is a long time." That implies it was my judgment that it is too long, what you had said, and I have not made that judgment. However, I suggest that the staff try as hard as possible to limit themselves to a reiteration under oath of the matters already covered, to cover the material now that has been developed since the interview, and to do it as promptly as possible. That is the Chair's admonition to the staff.

Mr. DASH. We will do that.

Senator BAKER. I suggest you proceed.

Mr. LENZNER. We will do that.

Mr. SCHULTZ. Senator, the interview of Miss Woods, it is my understanding, she has affirmed by affidavit. I am wondering whether

or not that might be made a part of the record and questions propounded from this interview?

Mr. DASH. Well, I would object to that.

Mr. SCHULTZ. She stated under oath she adopts it.

Mr. DASH. Although they were minutes to be given us and although she has prepared an affidavit, this is an executive session under our rules, and it is prepared by Miss Woods' secretary—

Miss Woods. And one of the best secretaries in town.

Mr. DASH. I am not doubting that, but in all of our executive sessions we have used an official reporter.

Mr. SCHULTZ. Sam, I am just asking, do we have to ask each and every single question over again?

Mr. DASH. No.

Senator BAKER. The Chair says we are wasting time. My admonition to you is to move on as fast as you can and I will watch and I will indicate when I think we are being redundant.

Miss Woods. I would like to join that and ask that my own affidavit be made a part of my testimony, as before.

Senator BAKER. Does staff object to that?

Mr. DASH. I don't object to that.

Senator BAKER. If there is no objection, then the previous affidavit of the witness will be incorporated in the record at this point.

Miss Woods. And the attachments, everything we sent to each Senator and to just Mr. Thompson and Mr. Dash.

Senator BAKER. Do I understand the letter that transmitted the exhibits—you are asking that be made a part of the record, too?

Mr. CHARLES RHYNE. Yes.

Mr. DASH. And Senator Ervin's response.

Senator BAKER. Is there any objection that Mr. Rhyne's letter and the attachment and Senator Ervin's response and the affidavit be made a part of the record? Since there are no other members present, does the staff have any objection?

Mr. DASH. No objection.

Senator BAKER. If there is no objection, that will be placed in the record.

[The documents referred to are shown on pp. 10258-62.]

Mr. LENZNER. Go ahead.

Mr. ARMSTRONG. Miss Woods, may we please have your full name and present address for the record?

Miss Woods. Are we going to repeat each question?

Rose Mary Woods, 2500 Virginia Avenue.

Mr. ARMSTRONG. Other than area code [deleted], do you have any other phone lines in your home?

Miss Woods. I would like to ask how you got that number, sir?

Mr. LENZNER. Just answer the question.

Mr. ARMSTRONG. We received that under subpoena from the phone company.

Miss Woods. Under subpoena from the phone company?

Mr. ARMSTRONG. Would you just answer the question, please?

Miss Woods. That is my private unlisted number, which I refused to give you before, and it shows in the testimony that I used that

for my family because I do have two White House lines that come in that any of you, who had to reach me, could call on that line.

Mr. ARMSTRONG. Could you give us the numbers of those two White House extensions?

Miss WOODS. No, I don't know those numbers. I don't look at those numbers. The White House operators are perfectly capable of knowing which ones are mine.

Mr. ARMSTRONG. Could those be provided for us?

Miss WOODS. You can call the White House switchboard.

Mr. ARMSTRONG. Well, I don't believe they will give us the numbers.

Miss WOODS. I don't know whether they have numbers or not, I would have to look on the phones. I really don't know that they have numbers. I will look. Did you tap my line, sir?

Mr. ARMSTRONG. No, ma'am.

Miss WOODS. You have been known to make statements that sounded as though you had.

Mr. ARMSTRONG. That is also incorrect. But at any rate—

Mr. DASH. Mr. Chairman, the witness is here in executive session. I think she should amplify any answer that she has, but a question, she is not here to question the committee. We are here to question the witness.

If she wants to subpoena any member of our staff in any proper proceeding, she may do so; but she is here to respond to questions.

Miss WOODS. I would like to reserve that right. There are several things that—

Mr. DASH. You always have that right.

Senator BAKER. I think the Chair's ruling would be that the witness is certainly entitled to observe matters that she wishes to inquire about. Obviously, in her relationship as a witness, she is in no position to question the staff, but she is perfectly in the right to note for the record questions she has.

Miss WOODS. Senator, do I have the right to have a private phone number?

Senator BAKER. Well, by all means, and I don't think Mr. Armstrong disputes that.

I gather your question is, you are surprised at how the number was obtained and I understand Mr. Armstrong's representation to you was it had been subpoenaed from the telephone company.

Miss WOODS. Senator, I want the private number, if I may tell you why? In the middle of the night, I, as secretary to the President, get all kinds of crazy calls. And I do have a terribly hard job. I just cannot have my private line given out. The White House doesn't ring after a certain hour, after midnight they don't ring. I get calls at 2:30 or 3 whenever these numbers get out. It has been my experience, and you can see from last Saturday's Jack Anderson column, that even letters sent only to Senators, and a carbon copy to Mr. Dash and a carbon copy to Mr. Thompson, appear in Jack Anderson's column in the Post. Now, I think for our records, I would like to know who all is in the room.

Senator BAKER. I think the reporter always does that anyway.

Miss WOODS. Everyone's name?

Mr. DASH. Yes.

Miss WOODS. I mean, are all these people part of the committee?

Mr. DASH. Yes, all are staff.

I think in response, this ought to be noted on the record, Mr. Chairman.

Mr. Frates, who represents Mr. Rebozo, came to the executive session with a copy of your correspondence and with the transcript.

Miss WOODS. Yes, he got it after it was in the Post.

Mr. DASH. And that letter was sent by Mr. Rhyne to all of the Senators, and not just to Senator Ervin, and no one—and we traced that down—and no one knows. It could have been released by you people as well as our people. We did not release it.

Miss WOODS. Well, we did not and we never release to the Jack Anderson column.

Mr. DASH. Now, on the question on the unlisted number, that is an executive session that would be reported in and under our rules—will be kept private. An unlisted number is an unlisted number that is kept private from the general public but, under the law, a subpoena by a court or a proper committee would—

Miss WOODS. Then I will remove my private line because I am not going to be bothered by kookie calls at night.

Mr. DASH. Well, you won't have this released by us.

Miss WOODS. I would like to be sure of that, sir.

Mr. DASH. Well, all I am saying is that a subpoena to the telephone company compels the telephone company to give us any number listed or unlisted.

Miss WOODS. All right, I will remove my telephone number. That is all. You will deprive me of a private line because I cannot do my job and be bothered in the middle of the night.

Mr. DASH. Do you want to continue?

Mr. CHARLES RHYNE. I really don't know, Senator, what my position is here, but frankly I don't see what her private telephone has to do with anything that is before this committee. I really would feel that you are entitled to all kinds of information but her private telephone is a little far from the statement of jurisdiction of the committee, as I read it.

Mr. ARMSTRONG. The pending question was, what White House extensions—

Miss WOODS. Do you want me to call the White House operator and ask her?

Mr. ARMSTRONG. No, I asked if you could get that information at a later date, and if you are willing to agree we can move on.

Miss WOODS. All right.

Mr. LENZNER. Miss Woods—

Miss WOODS. Do you mind? I just want to write down what I have to provide, but I will tell you—

Mr. LENZNER. Yes, ma'am, take your time.

Miss WOODS. But I will tell you that I am going to keep a private line or no line because I simply have to protect myself that much in my job.

All right. I am sorry.

Mr. LENZNER. Can you tell me when you first learned about the contribution from the Hughes people to Mr. Rebozo?

Miss WOODS. As I have testified before, sir, on February 20, I believe it was. I do not know the exact date.

Mr. LENZNER. Do you recall what month or year?

Miss WOODS. No, I do not.

Mr. LENZNER. And you are saying now that you cannot recall what year it was that Mr. Rebozo advised you of the contribution?

Miss WOODS. I am saying that. I will give you the letter that I wrote to IRS, if I can find it in my briefcase—oh, here it is. I have submitted this previously.

Mr. LENZNER. Yes, ma'am.

Miss WOODS. Submitted it to the committee, and this is my recollection of that transaction.

Mr. LENZNER. May I have this marked as exhibit 1?

Senator BAKER. That will be received and so marked.

[The document referred to was marked Woods exhibit No. 1 for identification.*]

Miss WOODS. I think I should explain, as I have before, I get maybe 50 or 60 telephone calls every day and I talk to many, many people every day. I have worked for the President now over 22 years. I am sorry, I would like to be an expert. I don't think there are any living who can remember dates, years. I doubt if very many people know what they were doing, let's say, April 10, 1970, or 1968, or any other year.

Mr. LENZNER. Do you recall who first told you about the Hughes contribution?

Miss WOODS. Yes, sir.

Mr. LENZNER. Who was that?

Miss WOODS. Mr. Rebozo.

Mr. LENZNER. And do you recall where he told you?

Miss WOODS. And I don't like you saying "who first told you." He is the man who told me.

Mr. LENZNER. All I was trying to ascertain was whether you had any prior conversations with anybody before Mr. Rebozo advised you of the contribution?

Miss WOODS. No, sir; I did not.

Mr. LENZNER. And do you recall where Mr. Rebozo advised you?

Miss WOODS. No, I am sorry. I do not know whether it was by phone or person or whether it was in Washington or whether it was in Florida. I really do not remember.

Mr. LENZNER. And I take it then you also do not recall whether any other individuals were present?

Miss WOODS. I do recall there were no other individuals present because I don't talk with—because I can't imagine Mr. Rebozo telling me something like that with someone present. I do not carry on conversations of that sort—of anything that someone would consider private, personal, or whatever—with someone else present.

**See p. 10283.

Mr. LENZNER. And do you know how soon after he received the money that he told you that he received it, Miss Woods?

Miss WOODS. No, sir.

Mr. LENZNER. In other words—

Miss WOODS. I am sorry; I do not.

Mr. LENZNER. I am sorry. Let me let you finish your answer. Go ahead.

Miss WOODS. I do not recall because I don't recall when he told me, I don't recall when he got the money, so I do not know how soon after.

Mr. LENZNER. I was just wondering, did you get any impression from him as to whether he had just received it or he had it for some time?

Miss WOODS. What my impression at that time was I really couldn't say. I don't want to guess, sir, and I don't think you would want me to.

Mr. LENZNER. Now, would you tell us, to the best of your recollection, the substance of what Mr. Rebozo advised you when he did advise you of this contribution?

Miss WOODS. It is in the letter, sir.

Mr. LENZNER. Well, you certainly may look at the letter and refresh your recollection. I am asking now, to the best of your recollection, what Mr. Rebozo told you?

Miss WOODS. That he had a contribution from Hughes, and I have already testified that I cannot remember whether he said the amount at that time, that he was putting it in a safe deposit box. His instructions for his attorney, and that those instructions were to deliver—it was my understanding from him but I did not see the instructions—that he was to deliver the money, the contents of the box, to the campaign chairman and the finance chairman of the next campaign, and I can't tell you what the next campaign was, not knowing exactly.

Mr. LENZNER. So when Mr. Rebozo advised you of the contribution he did not specify which campaign the contribution was designated for?

Miss WOODS. I did not ask him and he did not specify.

Mr. LENZNER. Fine. And do you recall whether he had first advised you of the contribution in the same year that you wrote this letter? Can you pin it down that way?

Miss WOODS. No, I can certainly tell you it was not the same year, I don't think. This letter was written October 18, 1973, and it was actually, as I testified previously, prepared by Mr. Buzhardt after he asked my recollection. And in fact he came back and changed some of the language. It was typed twice.

Mr. LENZNER. Well, why don't we go into that, Miss Woods, so we can get that on the record, the background. I think you talked about this the last time?

Miss WOODS. Yes, sir; I did. I seem to have talked about everything last time.

Mr. LENZNER. Except last time you did not indicate, I think, that the letter was typed twice.

Miss WOODS. I think I said he had changed it, sir, I believe, I do not know.

Mr. LENZNER. Well, anyway, let's go on now.

Can you tell the committee the circumstances around which this letter was prepared from the beginning?

Miss WOODS. From the beginning? Mr. Buzhardt came in and said that the IRS was apparently in there checking or they were going over Mr. Rebozo's files. He wanted—Mr. Buzhardt wanted to give them a letter on the Hughes' loan, I mean, the Hughes contribution, and he asked if I would be willing to sign a letter they could give to the IRS and I said, "Yes, I would," and I gave him the best of my knowledge on it. He wrote the letter and then, as I say, it was typed twice because he just changed a couple of words in the letter. There was no major change. I don't even remember whether he changed "to" or a "by" or what it was, because he prepared the letter and Mrs. Acker typed it.

Mr. LENZNER. Do you recall anybody else being present when Mr. Buzhardt asked you to prepare the letter?

Miss WOODS. He didn't ask me to prepare the letter. He asked me the facts and he prepared the letter.

Mr. LENZNER. All right. Do you remember who else was present at that time?

Miss WOODS. No, I don't imagine anyone was. I think I was sitting at my desk and he came in.

Mr. LENZNER. And did he indicate who specifically had requested him to get that letter?

Miss WOODS. I don't believe he did, sir. He said something about IRS. I don't recall that he indicated.

He addressed the letter to Mr. John Bartlett, but whether somebody else asked him, you would have to ask Mr. Buzhardt about that.

Mr. LENZNER. What I was getting at was you were not aware that Mr. Gemmill had any communication with Mr. Buzhardt with respect to this letter?

Miss WOODS. Sir? Mr. Buzhardt and I do not have very many occasions to have to talk to each other. I don't know whether Mr. Gemmill asked him to get the letter or not from me.

Mr. LENZNER. As I understand it, you furnished him the information and he had it typed up; Mrs. Acker typed it up?

Miss WOODS. No, Mrs. Acker typed it up. He changed, or someone changed it. He brought it back, she was in the office when he brought it back and she retyped it.

Mr. LENZNER. Now, did you review it before he made changes on the letter?

Miss WOODS. I had signed it, sir.

Mr. LENZNER. You had signed it?

Miss WOODS. Yes, and he brought it back; yes.

Mr. LENZNER. And then you gave it back to Mr. Buzhardt?

Miss WOODS. I didn't give it back to him. I gave it to him when I signed it, yes.

Mr. LENZNER. And he looked at it and what was his reaction?

Miss WOODS. Well, I don't know. His reaction—I don't know. He took it away, he came back and changed a couple of words and it was retyped.

Mr. LENZNER. And did he discuss with you the changes in the letter?

Miss WOODS. Asked if that was all right with me and whether I would sign it and I said, "Yes, sir, I would be glad to."

Mr. LENZNER. Do you know if he talked to anybody, other than you, about the changes in the letter?

Miss WOODS. I do not know, sir, you will have to ask Mr. Buzhardt that. I didn't follow him out of the office. I have a very busy job and I stayed in my own office and did my own work.

Mr. LENZNER. He didn't indicate to you, "I talked to Mr. Rebozo" or somebody else "and he feels it was this way."

Miss WOODS. No, he did not indicate that.

Mr. LENZNER. Do you recall what changes were made in the body of the letter?

Miss WOODS. No. To my knowledge, as I recall, they were insignificant and I do not recall.

Mr. LENZNER. Did you keep a copy of the first letter?

Miss WOODS. No.

Mr. LENZNER. You say you did sign the first letter?

Miss WOODS. That is right. There was no reason to keep it. There was only reason to keep the one that went on record and that we have done and supplied.

Mr. LENZNER. Did you destroy the first letter?

Miss WOODS. Probably, probably tore it up and threw it in the burn bag or in my waste basket or maybe Marge did when she retyped it. I couldn't swear to either one.

Mr. LENZNER. Are you saying now you have no recollection of what you did with the original letter that you signed?

Miss WOODS. I am not saying I have no recollection, I am saying "probably" which would be my practice. It was not going to be used, it was scratched out whatever words, or whatever was changed. It was torn up, as I think most offices tear up things. You just don't have room to keep things that are not of any consequence sitting around that have been changed. You keep the one that is the official document. At least that is the way our office is run. I can't speak for other offices.

Mr. LENZNER. Do you recall if there was any change with regard to the sentence indicating Mr. Rebozo had told you that he put the campaign contribution in a safe deposit box? Was that changed at all?

Miss WOODS. I don't believe, sir, because that is what he told me. I can't believe they would change that.

Mr. LENZNER. Was there any change in the sentence: "It was my understanding that these instructions were to deliver the content to the campaign chairman or finance chairman of the next campaign"?

Miss WOODS. I think I have already testified, sir, I did not talk with anyone else about the contribution.

Mr. LENZNER. Ever again; is that what you are saying now?

Miss WOODS. You asked me whether I—would you repeat your question?

Mr. LENZNER. When was the next time you discussed the Hughes contribution?

Miss WOODS. You said "with anyone else"?

Mr. LENZNER. Let me just leave it like that. When was the next time you discussed the Hughes contribution after Mr. Rebozo first told you about it?

Miss WOODS. I haven't any idea, whether he mentioned it in passing. You see, when someone tells you or at least tells me something important, they might mention it in passing some other time. I don't think I would ever say it was really discussed. If he mentioned—if he were to mention—when we were in Florida or when he comes to the White House he always stops by—and I want you all to know he did this morning just to say he had been here 2 days and he wished me well, and gave me a kiss because we have been friends since 1952, and that would be sort of expected. And if he ever came in the White House and didn't come by the office and say "Hi" I would be insulted. He may have at some time in Florida or Washington or somewhere mentioned it, but I would not say it was what I would call a discussion.

Mr. LENZNER. Do you recall whether on the first occasion that he discussed this, that he had told you that he had received a contribution and was expecting additional funds?

Miss WOODS. I do not recall that, sir.

Mr. LENZNER. Do you recall whether he ever told you after the first discussion that he had, in fact, received a subsequent second contribution?

Miss WOODS. I do not recall that. I only know that whatever he had gotten from Hughes was—what I know about is in that letter—that he had gotten it from Hughes and it was in a safe deposit box.

Mr. LENZNER. Do you ever recall him telling you that Mr. Danner had delivered the money to him?

Miss WOODS. Yes and you will find that in the letter. I am sorry. I have your copy or you must have a copy right in front of you. Is this their copy?

Mr. LENZNER. That is the exhibit for the record.

Miss WOODS. Yes, I am sorry.

Mr. WILLIAM RHYNE. Is it marked?

Mr. LENZNER. Yes. So what you are saying now, Miss Woods, as I understand it, that you had several conversations or discussions.

Miss WOODS. No, sir.

Mr. LENZNER. Well, the subject came up again—let's put it that way—didn't it?

Miss WOODS. Now, please. I would like you not to misquote me, sir. I did not say "we had several discussions." I said that when someone tells me something, which I think is important, that is the thing that I would remember that I knew it. If it were mentioned in passing, that wouldn't mean anything to me. If I were supposed to remember something and not talk about it, that would be the important thing to me.

But if Bebe—Mr. Rebozo I should say for the record—would, in passing, say something, I personally would not say that was a dis-

cussion. I don't think we had several discussions, there was nothing to discuss so far as I know.

Mr. LENZNER. Well, when Mr. Buzhardt asked you to prepare this letter for the IRS, was that the first occasion that you were aware of that fact that the IRS was investigating this case?

Mr. WOODS. I don't think so, sir. I think I heard it before.

Mr. LENZNER. And approximately how long before Mr. Buzhardt had this conversation, did you hear that?

Miss WOODS. I don't even know when the IRS started to investigate Mr. Rebozo. I just remember his calling one day to talk about some other things and saying the IRS is there, is here, and I remember really being very sympathetic to him because I think in running a bank, particularly it is a little hard if your customers read in the newspapers that you are being investigated by IRS. And if any of us have a friend, I think you would sympathize with them.

But what the date was, I am sorry, I don't know. I couldn't tell you. I don't know what date they went in. Maybe it has been in the paper but I have very little time to read the papers and don't really waste much of my time on them.

Mr. LENZNER. And what exactly do you recall Mr. Rebozo telling you at that time when he called you?

Miss WOODS. Just what I said, "The IRS is here."

Mr. LENZNER. And did he indicate they were investigating him?

Miss WOODS. Well, I would assume so. Why would they be there if they weren't investigating him?

Mr. LENZNER. Well, I am not asking for assumptions. I am just asking for your recollection of what Mr. Rebozo told you.

Miss WOODS. I am telling you I have no recollection. I don't know whether he said they are investigating me personally.

Mr. LENZNER. Did you ask him why the IRS was there?

Miss WOODS. No, sir. I did not ask why the IRS was there.

Mr. LENZNER. So as far as you knew when you hung up the phone that day, the IRS being there had nothing to do with the Hughes contribution?

Miss WOODS. I didn't know that it did, sir, no.

Mr. LENZNER. Did you tell anybody else that the IRS was investigating, or had been talking to Mr. Rebozo?

Miss WOODS. I don't believe so. I don't recall telling anyone else. I would have no reason to because what could I do about it? Nothing.

Mr. LENZNER. Did you have any other conversations that you can now recall in addition to that telephone call with Mr. Rebozo, any conversations with regard to the IRS investigation?

Miss WOODS. When we have been down there maybe he has mentioned that they had been in and out several times or one group had been in and said they were going to stay so long or something. I don't really recall because I don't know that much about Mr. Rebozo's business, about the IRS. I don't know. I am sure that has gone on for, it seems to me, a long time. Whether it is completed or not, I don't even know that.

Mr. LENZNER. Did you learn on some occasion from Mr. Rebozo that, in fact, the IRS was looking into his reception of the \$100,000 from Hughes?

Miss Woods. I don't know whether I learned it from Mr. Rebozo, from the paper, from the committee. I have testified so much now. I have heard so many things from some other people. And as I testified on the 20th, I remember seeing the gentleman, whoever he was, bringing the money to the committee, which I think must have been quite a shock and a temptation to everyone. But I don't know. I would just have to say again, I really don't know.

Mr. LENZNER. So you are saying that you can't recall Mr. Rebozo ever saying to you, however he calls you, "The IRS is here looking into that contribution that I had told you about before"?

Miss Woods. No, sir. I don't think we discussed specific things that IRS was investigating. He is busy and—good morning, Senator, Inouye—and I certainly am busy. And when he does call, he doesn't call the President, as I think I testified before, or the first family very often. He does call me, asking how things are going, and has over the years. As I say, I have known him since 1952.

What he said and what I have said in those many, many conversations, I am sorry, I just don't remember.

Mr. LENZNER. Did there come a time when you learned that Mr. Cox's office, the former Special Prosecutor, was also beginning to conduct an investigation with regard to Mr. Rebozo?

Miss Woods. No, sir, I never knew anything about Mr. Cox. You see, that would be the counsel's office or someone else. No, sir, I did not know that Mr. Cox's office was investigating Mr. Rebozo, if they were in fact.

Mr. LENZNER. But Mr. Rebozo never so indicated to you?

Miss Woods. No, he did not.

Mr. LENZNER. Can you approximate how many times the contribution came up in discussion with Mr. Rebozo?

Miss Woods. Sir, I would doubt if it came up more than twice and, if that, just very brief things. And I don't know if it even came up. I really have no firm recollection.

Mr. LENZNER. You think about twice? That would be the first time he told you and another time?

Miss Woods. Maybe once he may have mentioned the Hughes people seemed to be having so much trouble or something, but no discussion, sir. I want to make that clear. It would be only a casual remark.

Mr. LENZNER. He never offered any details with regard to the contribution in addition to what you have already written in the letter or details regarding the Hughes outfit and the problems that they were having?

Miss Woods. No, sir. I wasn't interested in their problems, sir.

Senator BAKER. Could I interrupt for a moment? It is necessary for me to leave now and the record should show that Senator Inouye and Senator Montoya are here. Of course, if the committee requires my presence, I have advised counsel where I will be.

Mr. LENZNER. Miss Woods, let me ask you now, do you have any other documents, besides the correspondence that you sent to Mr. Bartlett—was prepared actually by Mr. Buzhardt, related to the Hughes contribution?

Miss Woods. No, sir, I do not.

Mr. LENZNER. Did you ever have occasion after October 18, 1973, which is the date of exhibit 1, to discuss your letter with Mr. Rebozo?

Miss WOODS. I really don't know. I am sure that either we must have sent him a copy or Mr. Buzhardt—by "we" I mean Mrs. Acker might have sent him a copy, but I don't think we discussed it. I don't recall discussing it.

Mr. LENZNER. Have you discussed the contribution with Mr. Rebozo in the last 2 weeks?

Miss WOODS. The Hughes contribution in the last 2 weeks?

Mr. LENZNER. Yes, ma'am.

Miss WOODS. I don't recall doing so; I don't recall it, sir. I think the last I heard of the Hughes contribution was quite some time ago after it had been. I don't know how it went back, but it went back somewhere and then ended up at the committee, and I don't know where it is now—

Mr. LENZNER. You mean the money itself?

Miss WOODS. Yes. I do recall his saying that the money was exactly the same money that he had received. And I don't know enough about huge sums of money to know how that is established unless it is all wrapped up or something. I don't really know.

Mr. LENZNER. Do you recall when Mr. Rebozo told you that?

Miss WOODS. No, I don't, sir.

Mr. LENZNER. Was it on or about—

Miss WOODS. But it wasn't in the last 2 weeks, I wouldn't think.

Mr. LENZNER. Do you tie that conversation, or as you say, "mentioning," into the delivery of the funds to the committee?

Miss WOODS. Approximately that time, sir, would be the best of my recollection.

Mr. LENZNER. And that is the first time that he told you it was exactly the same money?

Miss WOODS. I believe so, sir.

Mr. LENZNER. There was a discussion in the newspapers in a column on August 6, 1971, which disclosed publicly that Mr. Rebozo had received \$100,000 from Mr. Danner. I believe that was in Jack Anderson's column. Do you recall reading that article or having any discussions with regard to that article?

Miss WOODS. I think you will recall, sir, I testified on February 20, I never read Jack Anderson's column.

Mr. LENZNER. I understand that.

Miss WOODS. So I would not have—so the answer to your question is no, I did not read Jack Anderson's column.

Mr. LENZNER. Did you have any discussion with anybody with regard to that column?

Miss WOODS. I doubt that.

Mr. LENZNER. You have no recollection of it?

Miss WOODS. I have no recollection of it.

Mr. ARMSTRONG. Miss Woods, at any time did anyone come and ask you whether or not the Hughes Tool Co. or Mr. Howard Hughes had made any contributions to the Presidential campaign in 1972?

Miss WOODS. Not to my recollection, sir. I don't know why they would ask me that.

At what time? At any time?

Mr. ARMSTRONG. Any time.

Miss WOODS. I am sorry, sir, could you repeat that? Would you repeat your question?

Senator MONTAYA. Would you confine the time?

Mr. ARMSTRONG. Well, after January 1, 1969, did anyone ever come to you—

Mr. DASH. Until what date? I think there ought to be a timeframe.

Miss WOODS. I don't know that my memory is this good.

Mr. ARMSTRONG. Up to the time you wrote the letter to the Internal Revenue Service, did anyone come to you and ask whether or not Mr. Hughes or the Hughes Tool Co. had contributed \$100,000 to the Dick Nixon 1972 Presidential campaign?

Miss WOODS. No, sir, I don't recall anyone coming and asking me that, because I think I have already testified that I discussed that contribution with no one but Mr. Rebozo.

Mr. ARMSTRONG. Well, it wouldn't necessarily be contradictory that someone had asked you, but that you had not discussed it.

I am asking if anyone has ever posed that question?

Miss WOODS. I do not recall anyone ever posing the question.

Mr. ARMSTRONG. Had anyone posed that question, you would recall it, would you not?

Miss WOODS. I would certainly think so, but I do not remember every conversation I have had in the last even 5 or 6 years, sir.

Mr. ARMSTRONG. Since January 1, 1969, has anyone asked you whether Mr. Howard Hughes or the Hughes Tool Co. made a contribution to the 1970 congressional campaign and whether it was received?

Miss WOODS. By "anyone" who do you mean, sir?

Mr. ARMSTRONG. I mean anyone.

Mr. DASH. Up until what date?

Mr. ARMSTRONG. Up until the time that you signed the letter to the Internal Revenue Service?

Miss WOODS. I don't remember whether anyone ever asked me, but I do not recall anyone asking me, sir.

Mr. ARMSTRONG. Is that not something you would also recall if someone asked you a question about whether or not a contribution had been made by Mr. Hughes and the Hughes Tool Co. to the 1970 congressional campaign?

Miss WOODS. No, sir, I must tell you I wouldn't because a lot of people asked me whether David Rockefeller has contributed to certain campaigns, whether someone in California has contributed a certain amount. That would not be an unusual question and I wouldn't really be able to answer unless I went to a list or something to look.

Mr. ARMSTRONG. If they asked you whether or not Mr. Rebozo had received such a contribution, would you not remember it then?

Miss WOODS. I am not sure. I would think I would, but I do not—and as I have testified previously—I do not recall anyone asking me that.

Mr. ARMSTRONG. OK. Do you recall if anyone since January 1, 1969, has asked you whether or not Mr. Howard Hughes, the Hughes Tool Co., contributed to the 1968 Presidential campaign up until the time that you signed the letter for the IRS?

Miss Woods. I do not recall being asked about any specific contributions, sir. As I say again, someone might say, "Did Mr. Scott Armstrong donate to the campaign" and I wouldn't remember that either.

Mr. ARMSTRONG. And if Mr. Rebozo's name were mentioned, would you not then recall it?

Miss Woods. Not necessarily. I have known Mr. Rebozo, as I said, 22 years or so, and his name is mentioned in many instances. But I have never discussed the \$100,000 with anyone but Mr. Rebozo.

Mr. ARMSTRONG. Well, if someone had asked you the question after the time Mr. Rebozo informed you he had received the contribution, would you not in fact recall?

Miss Woods. I have already said, sir, I would not recall because I don't recall. If I did recall, I would be glad to tell you.

Mr. DASH. I think the question has been answered.

Miss Woods. I am trying terribly hard to cooperate.

Mr. DASH. To expedite it, I don't think you have to ask it again. I don't think we should repeat questions.

Mr. ARMSTRONG. I don't believe we have.

At any time, did Mr. James Golden come and ask you whether or not Mr. Hughes had made a contribution?

Miss Woods. I don't recall that he did, sir, and I think I testified to that on February 20.

Mr. ARMSTRONG. At any time did Mr. Jack Gleason ask you whether or not Mr. Hughes had made such a contribution?

Miss Woods. I don't—no, sir, I just do not recall his ever asking me who made contributions and I do not remember it.

Mr. ARMSTRONG. Do you know Mr. Gleason? Are you familiar with him?

Miss Woods. I have met Mr. Gleason. I know him. I do not know him well.

Mr. ARMSTRONG. Do you know what his responsibilities were during 1970 in the congressional and senatorial campaigns?

Miss Woods. I think, as I testified previously, I think he helped out in campaign fundraising in some way. How, I do not know. I had nothing—I would like to make clear to the Senators who were not present on February 20—I have never had anything to do with raising of political campaign funds. And the only reason that I have had these lists—and these gentlemen have not heard this—I have lists because I think everybody who ever runs for office would keep a list of everyone who contributed because they have to submit it anyway to the Clerk of the House or whoever the proper authority is.

My lists were for the reason of having lists for invitations to dinners. They were not just contributors. I have thousands of names of Democrats for Nixon, as I think I testified previously; of attorneys, doctors, everyone.

So, I just—so my mind cannot remember every name I have ever seen or heard of.

Mr. ARMSTRONG. Do you recall if Mr. Gleason on any occasion consulted you as to whether or not individuals had made campaign contributions?

Miss Woods. I don't believe he ever did, sir, I do not recall it—

Mr. ARMSTRONG. OK. So you therefore would not recall—

Miss Woods [continuing]. Because they would not make the contribution to me, sir. So if he had to ask that, I think he would ask whoever was the campaign chairman.

Mr. ARMSTRONG. But are you sure he never asked you to consult your dinner list?

Miss Woods. I am sorry?

Mr. ARMSTRONG. Asked you to consult your invitation list to see if someone had made a campaign contribution?

Miss Woods. I don't recall his asking me to consult my invitation lists.

Mr. ARMSTRONG. Do you recall an instance in which he asked you to consult the list—and this is to help you refresh your recollection—ask you to consult the list to see if Mr. Hughes contributed to the 1968 or 1970 campaigns and at that time you informed him that you couldn't be bothered, that was Hughes' problem, or something to that effect? Do you recall any such instance?

Miss Woods. He asked me about a list and whether Mr. Hughes had contributed and I said that I couldn't be bothered because that was somebody else's problem?

Mr. ARMSTRONG. Right.

Miss Woods. No, sir, that doesn't even sound like me. I don't think—I may have red hair and I may have a temper, but I don't think I am rude. I really don't.

Mr. ARMSTRONG. You don't recall an instance in which he indicated the substance of that, regardless of the form?

Miss Woods. No, sir. I do not recall that. And I do not believe he would ask or anyone would ask from an invitation list whether someone had contributed because, and I think anybody who reads the society section of any paper will tell you that the lists of people—that an invitation list is made up maybe 1/50th on a big occasion—if it is a stag dinner—might be contributors.

Now a State dinner, we are very lucky if two contributors are in the dinner.

The President and Mrs. Nixon have tried to include as many different people because they feel, and I think everyone should feel, the White House belongs to the public and many people, different Senators, Congressmen and I think also you will find a lot of aides to the Senators and Congressmen have been invited to functions at the White House to try to get in as many as possible.

And so a contributors' list and an invitation list are two separate things.

Mr. ARMSTRONG. I understand that, Miss Woods. I don't want to require you to repeat all of your previous testimony, but did you not tell us, and I believe it was February 20th, that, in fact, contributor lists were forwarded to you for the purpose of making invitations to the White House? Is that correct or not correct?

Miss Woods. That is correct, sir. But I also told you that there are 45 or 50 other lists, which are contributed for exactly the same reason, for invitation.

Mr. ARMSTRONG. Fine. Now I gather—

Miss Woods. And I think I gave you a pretty long list of them and I can present a whole list if you would like.

Mr. ARMSTRONG. Yes, we would like that.

Miss WOODS. All right.

Mr. ARMSTRONG. Miss Woods, let me make sure I understand that. It would be highly unusual for someone to call you and ask you to consult those lists to find out if someone had made a contribution, is that correct?

Miss WOODS. I don't think anybody would ever ask me to consult my invitation lists, to see if anybody made a contribution.

Mr. ARMSTRONG. So you can say without doubt that Mr. Gleason did not?

Miss WOODS. I can say to my recollection he never asked me. If he said he did, maybe he called and asked my office, but my office would not know from an invitation list whether someone contributed.

Mr. ARMSTRONG. But he did not speak to you personally about it?

Miss WOODS. No, sir.

Mr. ARMSTRONG. At any time, have you referred anyone who was making inquiries about contributions to Mr. Gleason?

Mr. CHARLES RHYNE. Could you start over?

Mr. ARMSTRONG. Yes. At any time since January 1, 1969, have you referred any individual, who was making inquiries about contributions, to Mr. Gleason?

Miss WOODS. Not to the best of my knowledge. I have no recollection of ever referring anyone to Mr. Gleason.

Mr. ARMSTRONG. And therefore you would have no recollection of referring Mr. Golden to Mr. Gleason?

Miss WOODS. No, sir.

Mr. ARMSTRONG. And would you recall such a matter if he had?

Miss WOODS. I would think so. As I say, I don't really know Mr. Gleason well. I met him. I know he apparently worked with Mr. Stans. I don't really know who he worked for and I don't know where he works now.

Mr. LENZNER. Did you ever discuss with Mr. Golden anything to do with the Hughes organization?

Miss WOODS. Not the Hughes organization. I remember Mr. Golden dropping in, as I think I testified on February 20. He was a Secret Service man. When the President was Vice President and we had only two Secret Service men—and I think I would like to bring this up and I haven't done this previously and I would like to say something—when Mr. Nixon was Vice President, he became Vice President after having been a junior Senator from California, and we had to drop, I believe, seven people from the staff because the Vice President then did not have very much of an allotment. We had two Secret Service men who did go to his home to bring him to work. His home was not guarded. Jim Golden eventually became one of those people. They came to the office at 9 and unless the Vice President and his wife were going to some enormous event we had no coverage. We had a staff of 15.

So I know Jim Golden because he came in after—well, first we had Jack Sherwood and Rex Scouten, Dale Grub, and Jim Golden I think replaced them as they left, but then Jim Golden went to California with us for a period, I believe, of about a few months. He would have to tell you how many months. I don't know.

When he comes to the White House, he, I believe, or at least it has been my experience, stops first to see Shelly Buchanan, who was one of the people who was with us in 1960, visits with her and visits with all of his old friends. And he has dropped in to see me but I do not believe he has ever made an appointment to see me, sir.

And as far as the Hughes thing, and I believe this is in your testimony which I mailed to each Senator, which Mr. Rhyne mailed, he did tell me some wild tales—and it must be a wild thing to work for Mr. Hughes—about going from—and I don't know whether it was from Nevada to the Bahamas or from the Bahamas to Canada, but he did tell me all of the things necessary to move someone like that and I was fascinated by that story and even then I don't remember which move it was.

MR. LENZNER. Miss Woods, did Mr. Rebozo ever indicate to you that he had lost the keys to his safe deposit box that he had placed the money in?

MISS WOODS. Not to the best of my recollection, sir.

MR. LENZNER. Did he indicate to you that he had other political contributions in the same safe deposit box?

MISS WOODS. Not to the best of my recollection. I don't remember. The only recollection I have is of the \$100,000 of the Hughes'.

MR. LENZNER. And did he ever tell you that he had removed the wrappers from the \$100,000?

MISS WOODS. No, sir. That is why I said I didn't know how—that I don't know enough about money to know and if—I don't know anything. In other words as I say, he said it was the same money, but I don't know how people know it is the same money unless they have a listing of the bills, I suppose.

MR. LENZNER. But he did tell you it was \$100,000?

MISS WOODS. At some time. He either told me or I read it in the paper or I saw when it came to the committee, and I think that also has been testified to several times.

MR. LENZNER. Did he discuss the return of the funds with you before he returned them?

MISS WOODS. I don't recall, he may have said, you know, "I am trying to return them." I don't really know. He didn't discuss it with me. Again, we have a different definition of a discussion. To my mind a discussion is something where you would have part in something. If he said, "I am trying to return the Hughes money" in passing—I don't recall that he did; he may have—that again would not be my problem, sir. That would be Mr. Rebozo's problem.

MR. LENZNER. Well, as I understand it, some time last year—

MISS WOODS. An awful lot has happened in the last year.

MR. LENZNER. That is also true, but that is not a considerable amount of time and I wonder if you could recall any specific conversations with him with regard to the return of the funds?

MISS WOODS. No, sir. I recall no specific conversation.

MR. LENZNER. Do you recall Mr. Rebozo advising you that he was also discussing this with General Haig?

MISS WOODS. No, sir; I don't recall his telling me that.

MR. LENZNER. Well, did you ever become aware of that from other sources?

Miss Woods. I don't recall, no.

Again, let me tell you that General Haig's office and mine are close together. Mr. Rebozo stops in to say hello and I am sure he talks with General Haig about a lot of things, but he doesn't—but nobody who comes in talks to everybody about the same thing and I don't recall that Haig part at all, no.

Mr. LENZNER. Did Mr. Rebozo ever advise you that he discussed this with Mr. Garment?

Miss Woods. No, not to my knowledge, sir.

Mr. LENZNER. And you never learned it from any other source that he was discussing this contribution with Mr. Garment?

Miss Woods. Discussing a returning of the money?

Mr. LENZNER. Discussing the contributions generally with Mr. Garment, generally.

Miss Woods. You see that is a different question, sir.

Mr. LENZNER. Well, let me ask two questions: Did you learn that Mr. Rebozo was discussing with Mr. Garment the Hughes' contribution?

Miss Woods. No, sir, not to the best of my recollection did I ever know he talked to Mr. Garment. I don't even know he talked to Mr. Garment about anything.

Mr. LENZNER. Did you ever learn from Mr. Rebozo or others that he had discussed the contribution with Mr. William Griffin?

Miss Woods. I learned that, I believe, last week, since I have testified to you that he discussed it.

Mr. LENZNER. Mr. Rebozo told you last week about that?

Miss Woods. No, I heard that from—yes, I think Mr. Rebozo said he asked Mr. Griffin his advice or something. But that was last—that was I think when we were in Key Biscayne which was last week, which was a couple of weeks ago, whenever I was there. I would have to look at the calendar.

But it has been since I had testified to you before. And as I told you then I am sure—and I don't remember the exact words—but I only know Mr. Griffin as—and I met him socially in New York—and I know him as Mr. Abplanalp's attorney and is considered a very bright man. And this is the context in which the last time we were in Key Biscayne, Bebe and I—I am sorry, Mr. Rebozo I should say—this is the context. Mr. Rebozo mentioned that he had discussed this matter with Mr. Griffin, simply because he was a very bright man. And then as I say again, I only know Mr. Griffin socially.

Mr. LENZNER. You have never discussed it with him?

Miss Woods. No, sir.

Mr. LENZNER. Who else was present at Key Biscayne when you had this conversation with Mr. Rebozo?

Miss Woods. I haven't the slightest idea. When we are in Key Biscayne, once in awhile Mr. Rebozo and I will have lunch together or breakfast or dinner together or maybe, you know, I might see him for a few minutes. I don't know whether we were alone or not. I just remember hearing Mr. Griffin's name mentioned.

Mr. LENZNER. Well, do you recall if President Nixon was present during that discussion?

Miss Woods. No, sir, I do not recall. Mr. Rebozo may remember. If he says he was, he was. I don't know.

Mr. LENZNER. Well, I don't mean to press on this, but now we are talking about a conversation of a few weeks ago at most and is it your testimony that you cannot recall who else was present when Mr. Rebozo advised you he had previously discussed this with Mr. Griffin?

Miss WOODS. That is my testimony, sir.

Mr. LENZNER. Did Mr. Rebozo tell you when he discussed this with Mr. Griffin?

Miss WOODS. I don't believe so, sir. I just know that he said he discussed it with him. I didn't ask him. Again, it didn't matter to me when he discussed it with Mr. Griffin. I wouldn't ask him when he discussed it with Mr. Griffin.

I think the reason it was even mentioned is that he was saying that Mr. Abplanalp had a very bright man and, as I remember it, it was just in passing he mentioned that he had talked with Mr. Griffin. But who was present, I am sorry I cannot tell you.

Mr. LENZNER. Well how did the whole subject of the Hughes contribution arise several weeks ago in Key Biscayne in the conversation?

Miss WOODS. Is this—you mean the Bill Griffin topic? Is that what you are saying?

Mr. LENZNER. Yes.

Miss WOODS. I don't know how it arose, sir. I just don't know, sir, how it arose.

I suppose just—after all, we have been terribly concerned about an awful lot of things, and I don't know. Most of the things I don't have a chance to read. I have been, as you know, testifying so much. I don't remember how the discussion started. If I thought I had to, as I remarked, I would have kept notes of everyone I talked to for the last few years, how long, who they were and what they said. But I don't know how the discussion started, no. I don't know how it happened to come up except it has to be on everybody's mind.

Mr. LENZNER. All right. I take it you have had discussions in the last several weeks on occasion with Mr. Rebozo with regard to his being called up here and your previous discussions with us. Is that not an accurate statement?

Miss WOODS. Discussions with him in the last several weeks with regard to his coming up here?

Mr. LENZNER. Yes.

Miss WOODS. When we were there I remember his saying that many of your people had been down there to question him. I believe Mr. Thompson was down one time. I think that was—but that was after there had been many others. And I am not sure. I don't know which of you had questioned him.

I remember one time hearing that he was supposed to come up for a public hearing, and I don't know whether he told me this or someone else, which was called off the Saturday before it was to start. I don't know if this is right or wrong but that is my recollection.

Of his specifically coming here, I think I found out that—well, let's see, was he here yesterday or the day before?

Mr. DASH. Both days, starting on Wednesday and also yesterday.

Miss WOODS. Both days? Then I may have found out—and I don't know how many days ago but whenever—that he was going to be here.

Mr. LENZNER. How did you find that out? Did he call you on that?

Miss Woods. Oh, heavens, I don't know. All of us have been running up and down to committee so often. I am not really sure he called and said "I will be up and I will see you and I will say hello" or not. And as I testified earlier he stopped in this morning and wished me well and said he had been here at the committee and was going back to Florida, I believe, this morning.

Mr. LENZNER. Did Mr. Rebozo discuss the substance of his testimony with you today?

Miss Woods. No, sir; he did not discuss the substance of his testimony. My girls were in my office. I was getting ready to put my coat on to meet Mr. Rhyne and he just said, "good luck."

Mr. LENZNER. Between the time he arrived here and the time he saw you this morning, has he discussed anything with regard to his testimony?

Miss Woods. His testimony? No, sir. I had seen him just briefly as he left. He came by yesterday morning and said—well, I think one day that he was testifying, I called and left a message for him to call because two or three people had called to ask for him and I had messages. As a matter of fact he got out so late that I was gone because I was going to the Moroccan Embassy so I did not talk with him.

Last night I don't know how late he was here. I did not talk to him at all.

I did not discuss with him at all last night. This morning, Mrs. Nelson and all of us were in there and he just stopped by to say, you know, good morning and good luck, but no testimony.

Mr. LENZNER. Do you know if he met with the President in the last 2 days?

Miss Woods. Well, let's see. He may well have but I haven't. If you are trying to imply that the President had talked with me, sir—I haven't because I haven't seen the President since he just came back from Houston and deliberately so, because I wanted to talk to no one at the White House about coming up here. I felt everything I had to say had already been said February 20, but I cannot stress too strongly that I just wouldn't discuss testimony. I don't think it would be right. And if I couldn't think of my own recollection, I might be giving you someone else's.

Mr. LENZNER. I understand that and appreciate that. My only question was, did you learn that Mr. Rebozo saw the President in the last 2 days?

Miss Woods. Yes, he saw him.

Mr. LENZNER. And how did you know that?

Miss Woods. Because Helen Smith called me yesterday.

Mr. LENZNER. Who is Helen Smith?

Miss Woods. Mrs. Nixon's press secretary.

Mr. LENZNER. I see. And what was that conversation with regard to?

Miss Woods. She asked me whether he spent the night at the White House. I told her "I didn't know; I wasn't in charge of who stays at the White House." She said the Ushers' Office had informed her he had. I said, "Well, if they said he did, maybe he did, but you better check with Mr. and Mrs. Nixon. I don't know."

Mr. LENZNER. Well, did Mr. Rebozo advise you that he had, in fact, seen the President?

Miss WOODS. I don't know whether he said that this morning or not. I don't believe he did, but I am sure he probably did. I can't imagine that the President, having had a friend of that many years, if he spent the night in the house, that he wouldn't at least say hello to him.

Mr. LENZNER. Now other than the discussion in Key Biscayne, I guess 2 weeks ago or so—

Miss WOODS. I think so. I think that date is approximately 2 weeks.

Mr. LENZNER [continuing]. Have you had other discussions with Mr. Rebozo with regard to the Hughes contribution in the last several weeks other than the one you just described in Key Biscayne?

Miss WOODS. No, sir. I told you all that I know about the Hughes contribution. If he in passing mentioned it, I can't remember any other discussions, sir.

Mr. LENZNER. Well going back to the discussions in Key Biscayne, did Mr. Rebozo advise you that he had had Mr. Griffin fly down to Florida to talk to him?

Miss WOODS. No, he just said he talked with Mr. Griffin. I don't know where they talked.

Mr. LENZNER. Did Mr. Rebozo advise you as to what counsel Mr. Griffin had given?

Miss WOODS. No, sir; and I didn't ask. I don't—again, I want you to know that I wouldn't feel that was any of my business to ask someone—he had asked counsel of—would advise him. Maybe I am wrong but I just wouldn't and it wasn't that serious a conversation. It was really saying how bright he felt Bill Griffin was. And I don't know Bill Griffin except having met him socially and that he is Mr. Abplanalp's, I don't know, his general counsel or his attorney or something.

Mr. LENZNER. But he did advise you that he had consulted with Mr. Griffin?

Miss WOODS. He had consulted with Mr. Griffin because he felt he was a very bright man.

Mr. LENZNER. Did he advise you whether he, at that time, had consulted with other individuals?

Miss WOODS. I don't believe so. I only remember hearing the name Griffin, and that was again, as I said, brought up because of his saying, "Mr. Abplanalp had a gem" or something. I can't remember the words.

Conversations which are just brief conversations or something, I am sorry I just don't have a complete total recall.

Mr. LENZNER. Mr. Abplanalp had a jam?

Miss WOODS. Something like that, that he had a very bright—and I am not talking about a "gem" that is a ring.

Mr. LENZNER. Oh, I see, a gem.

Miss WOODS. Have you never called anyone a gem, sir?

Mr. LENZNER. Yes, I thought you said "jam."

Miss WOODS. Oh.

Mr. LENZNER. Did you have any other discussions—

Mr. CHARLES RHYNE. He was a gem, g-e-m.

Miss WOODS. Yes. The other day I testified and I was talking about a stag dinner and a state dinner and someone thought I said a steak dinner, so maybe I should speak more clearly. I am sorry.

Mr. LENZNER. Did you have any other discussions in Key Biscayne with Mr. Rebozo with regard to the Hughes contribution aside from the Griffin business?

Miss WOODS. Good heavens, not to my recollection, sir. I thought that was all over and gone.

Mr. LENZNER. Well, you thought it was all over and gone, but didn't Mr. Rebozo advise you that he had been summoned to appear here and you had also testified on February 20; in other words, you thought in Key Biscayne 2 weeks ago that the whole subject was closed?

Miss WOODS. No, sir. You asked me—would you ask one question at a time? You asked me whether we had discussed the Hughes loan, the Hughes contribution. I keep saying, "loan" because everybody goes back to 1953 and 1954, and my memory is not even good for a few months.

I think your question—could you repeat the question?

[Whereupon the reporter read back the pending question.]

Miss WOODS. You see, you are involving so many things, sir. Mr. Rebozo—well, why don't we start over?

Mr. LENZNER. Fine.

Miss WOODS. Because Mr. Rebozo could hardly advise me what I testified on February 20.

Mr. LENZNER. Well, let's establish that. This conversation with Mr. Rebozo in Key Biscayne was after your testimony in Mr. Rhyne's office?

Miss WOODS. What date is today? I don't know.

Mr. DASH. The 22d. February 20 was about a month ago.

Miss WOODS. All right, a couple of weeks ago, yes. I assumed that the discussion about Mr. Griffin was after that, yes. Let me add it up. I think—

Mr. LENZNER. Take your time.

Miss WOODS. Do you have our calendar? Does anyone? Do we know when we were in Key Biscayne?

Should I call the office and ask? [Pause.] I think it was—I think it was after.

Mr. ARMSTRONG. Here is a calendar.

Mr. WILLIAM RHYNE. No, she means the official calendar.

Miss WOODS. I am sorry. I was trying to think of—well, as you know, we have been in Chicago and we have been in Nashville and I am just trying to think of the weekend we were in Key Biscayne. But I am quite—I feel quite confident it was after the 20th, yes.

Mr. DASH. I think for the record, if you have any uncertainty and you want to check that during the recess, you may, and you may correct your testimony because I don't want you to just guess at it.

Miss WOODS. Which I will. Thank you, because we do so much traveling, the dates—

Mr. LENZNER. Well, we will leave the record open on that issue. You may amend it.

Miss WOODS. I will get the date during the recess.

Mr. LENZNER. Do you recall discussing with Mr. Rebozo any of the questions or the answers that you gave on February 20 when the committee interviewed you?

Miss Woods. While we were down there?

Mr. LENZNER. Yes, madam.

Miss Woods. No, sir. I sent him a copy of the testimony that I gave to your committee the other day after it appeared in the Post, in the Jack Anderson column, I should say, which was called to my attention.

Mr. LENZNER. But you had no discussions in Key Biscayne with regard to that testimony?

Miss Woods. None that I recall, sir.

Mr. LENZNER. Have you discussed that testimony or that news article with anyone besides your counsel, with any other employees of the White House?

Miss Woods. I am sure that when Marge Acker, my secretary, brought it in, I probably called Mr. Anderson a name, which I don't want to put on the record, if you don't mind.

Mr. LENZNER. Not at all. I wouldn't comment on it.

Miss Woods. Because I usually try to be a lady. And I was very annoyed to see that column, frankly.

Mr. DASH. As we were, too. I would like to put that on the record.

Mr. LENZNER. Did you have any discussions though with the President or anybody else with regard to the news article or the interview?

Miss Woods. No, sir. I think I told you before that—I would like briefly again to talk about my work with the President. I never go in and bother the President. I don't know whether the President knows I am here today. I left word with my staff, if he buzzed, then to tell him, because he is a man with a big job to do. And I have felt very privileged to be a part of, let us say, opening the door to China and going to Russia, and working on a lot of things. When he is working on a speech, when he is working on something like that, I am around a lot. As you usually notice, if I go to Camp David, someone always expects there to be a speech the next week or something like that or, you know, something of this sort.

But just to sit down and talk, no. I, after all of these years, would never consider taking anything that I thought was a problem that I could solve or going in and saying, "oh, I have to go before the Ervin committee tomorrow" or anything like that to him, because I think those are things that there is no need to bother the President with.

So, no, as far as I know, he doesn't know I am here unless he buzzed for me this morning, and my secretary told him.

Mr. LENZNER. Now going back to the Key Biscayne meeting with Mr. Rebozo, did you have any discussions at that time or at other times with Mr. Rebozo with regard to—

Miss Woods. Wait a minute. Would you slow down a little bit?

Mr. LENZNER. I am sorry.

Going back to the Key Biscayne meeting, and let's hold it on that one, when you saw Mr. Rebozo in Key Biscayne 2 weeks ago,

did you discuss the meeting at Camp David on or about May 20, 1973?

Miss WOODS. I don't even know what meeting you are talking about but, no, we didn't discuss Camp David at all to my recollection.

Mr. LENZNER. The meeting that Mr. Rebozo, the President and Mr. Danner had at Camp David on May 20, 1973?

Miss WOODS. No, sir, I did not. The only thing that I have ever seen on that was a clipping in the newspaper that someone said they had met. That is all I ever heard of that.

Mr. LENZNER. You were not aware of the existence or the fact that that meeting took place?

Miss WOODS. No, sir.

Mr. LENZNER. You were in Camp David, though, during that period of time, were you not?

Miss WOODS. I have no idea. I would have to find out and look at the manifest of who went up there and check whether I was there. If I were there, sir—and I think I have described it and I would like to for the Senator and those of you who weren't bored by my description before—Camp David is a series of cottages. And if I am working in my cottage, I would not necessarily see anyone else who came up with us for the whole weekend unless we were working together or something. So I will check if you would like me to, whether I was there on May 20.

Mr. LENZNER. Yes, madam. I believe that was just prior to the statement that the President delivered on May 22.

Miss WOODS. Yes, I will check.

Senator MONTOYA. You may proceed.

Miss WOODS. I think the Senator wants to say something.

Mr. LENZNER. He just said to proceed.

Miss WOODS. Oh.

Mr. LENZNER. Well, now, let's ask this: Do you remember when you were in Key Biscayne 2 weeks ago, did the subject of the Camp David meeting come up or not?

Miss WOODS. I think I just answered that, no, sir.

Mr. LENZNER. Did Mr. Rebozo ever advise you that he had discussed the Hughes contribution with President Nixon?

Miss WOODS. Mr. Rebozo never talked to me about anything he discusses with the President.

Mr. LENZNER. So the answer is, "No." He never told you?

Miss WOODS. That is right, sir.

Mr. LENZNER. Did he ever tell you he had discussed it with Mr. Haldeman?

Miss WOODS. No, sir.

Mr. LENZNER. Did he ever tell you he discussed it with Mr. Ehrlichman, that is, the Hughes contribution?

Miss WOODS. No, sir.

Mr. LENZNER. Did you ever learn Mr. Ehrlichman had called Mr. Rebozo and advised him that the IRS wanted to interview Mr. Rebozo?

Miss WOODS. From you, sir, on February 20.

Mr. LENZNER. Not before that?

Miss WOODS. Not before that and I haven't heard anything about it since.

Mr. LENZNER. You have not discussed that issue with Mr. Rebozo at any time?

Miss WOODS. No, I did not. As a matter of fact, I am not sure you told me they called. I think you told me Mr. Ehrlichman briefed the President. I am trying to remember the notes. But I think, in the questioning, you said that Mr. Ehrlichman briefed the President on the IRS-something investigation of Mr. Rebozo and you asked whether I had been told by the President about that and I answered, no, and that still holds. Whether it was a phone call or a briefing or whatever, no, I do not know.

Mr. LENZNER. Well, this is a different question.

Miss WOODS. All right. Now, what is your question?

Mr. LENZNER. The question I asked was: Did you know or learn that Mr. Ehrlichman called Mr. Rebozo and advised him that the IRS wanted to interview him prior to the IRS contacting Mr. Rebozo?

Miss WOODS. No, sir.

Mr. LENZNER. Do you know if Mr. Rebozo ever discussed the Hughes contribution with Mr. Buzhardt?

Miss WOODS. I do not know that of my own knowledge. You would have to ask Mr. Buzhardt and Mr. Rebozo that question.

Mr. LENZNER. The answer is no?

Miss WOODS. The answer is I do not know of my own knowledge.

Mr. LENZNER. Do you know whether he discussed that contribution with Mr. Kenneth Gemmill?

Miss WOODS. He has been here 2 days and I don't know who he discussed it with. I am sorry, you will have to ask that of Mr. Rebozo and Mr. Gemmill.

Mr. LENZNER. Well you know he discussed it with Mr. Griffin, do you not?

Miss WOODS. That is right.

Mr. LENZNER. I am trying to find out if you know whether he spoke to anybody else?

Miss WOODS. I told you that is the one person he mentioned to me. I believe I testified that that is the person he told me he had discussed it with. I don't know who else. And I think it only fair to say that Mr. Rebozo, himself, should have told you that. I don't know.

Mr. LENZNER. Now, Miss Woods, have you discussed the contribution on more than one occasion with Mr. Buzhardt?

Miss WOODS. No, sir. The only question I had ever had of it is when he brought that letter over.

Mr. LENZNER. That is the only time?

Miss WOODS. That is right.

Mr. LENZNER. Have you discussed it with any other employees of the White House or White House counsel, that is, the Hughes contribution?

Miss Woods. Not to my knowledge, sir. I have no recollection of discussing it at all.

Mr. LENZNER. Did you have any discussion, Miss Woods, with Mr. Rebozo when he first told you about the funds, as to whether he should turn them over to a finance committee at that time?

Miss Woods. No, sir, as I said, as I testified over and over again, all I recall is that he said that he had the contribution and that he had put it in a safe-deposit box. I didn't discuss it any further. And I think, since we made a record of the fact that Senator Baker left, I think we should record the fact that now we have Senator Montoya and that Senator Inouye has departed.

Mr. LENZNER. Yes, I think that is appropriate.

Senator, can we take a short 5-minute break at this point.

Senator MONTOKA. Yes.

[Recess.]

Mr. LENZNER. Getting back to that one train of questioning, did Mr. Rebozo ever advise you that he had also discussed this Hughes contribution with Mr. Herbert Kalmbach?

Miss Woods. No, sir; he never advised me of that.

Mr. LENZNER. Did you ever have any discussions with Mr. Kalmbach with regard to the \$100,000 contribution?

Miss Woods. No, sir.

Mr. LENZNER. Do you have any recollection of seeing Mr. Kalmbach with Mr. Rebozo in the spring of 1973, shortly after Mr. Ehrlichman and Mr. Haldeman and Mr. Dean left the White House, or were about to leave the White House?

Miss Woods. Mr. Rebozo and Mr. Kalmbach?

Mr. LENZNER. Yes.

Miss Woods. I have no recollection of that at all. I don't think so.

Mr. LENZNER. All right. Now, you did mention that Mr. Rebozo told you something about the problems with the Hughes organization. Can you describe what Mr. Rebozo told you about that?

Miss Woods. Well, I think we just—anyone could see in the paper, suits. And we knew that—frankly Maheu and other people were fighting for jurisdiction and what have you, but no specific problems. Just that obviously there is—well, I don't know if it is a fight for power or money in the organization but they seemed to always be fighting and have been for years.

Mr. LENZNER. And that is with Mr. Rebozo?

Miss Woods. Just a general discussion of that type, yes.

Mr. LENZNER. Did he relate that in any way to the contribution that he had received?

Miss Woods. No, sir.

Mr. LENZNER. Did you ever have any discussions with President Nixon with regard to Howard Hughes or the Hughes Tool Co.?

Miss Woods. No, sir; I never had any discussions about Howard Hughes with anybody. I don't think any of us have ever seen him. As far as I know, nobody has seen him except the people who work with him.

Mr. LENZNER. The answer to the question is, "No"?

Miss Woods. No, sir. If you don't mind, I will add the "sir".

Mr. ARMSTRONG. Miss Woods, since January 1, 1969, can you please tell us where you have maintained or had access to any checking account or accounts?

Miss WOODS. I believe—did I give you that before?

Mr. ARMSTRONG. No, madam.

Miss WOODS. Let me look at my checkbook that is in my purse. Well, now, are you talking about after we arrived here, I gather? You know we arrived here January 1969.

Mr. ARMSTRONG. Well, since January 1, 1969, and if you had a New York account, I would prefer to get that.

Miss WOODS. Good heavens, I don't even know the name of the bank.

Mr. ARMSTRONG. Well, if we can get that at a later time?

Miss WOODS. I would have to look that up. I just can't remember. It was down close to the office, but there were so many banks down there close to 20th and Broad. I don't remember it. The checking account here is at the First National Bank of Washington.

Mr. ARMSTRONG. OK. And are those the only two you have had in that period of time?

Miss WOODS. I also only have one checking account, sir, which I send my salary check to.

Mr. ARMSTRONG. None in California or Florida?

Miss WOODS. When I lived in California, I had one.

Mr. ARMSTRONG. But that was prior to January 1, 1969?

Miss WOODS. Yes, sir.

Mr. ARMSTRONG. And none outside of the United States?

Miss WOODS. No, sir. I wish I had that much money.

Mr. ARMSTRONG. Since January 1, 1969, have you been the signatory on any other checking accounts, that is to say not personal accounts, but others?

Miss WOODS. I believe that I am listed as—what do you call people who are allowed to sign checks? I can sign a check for Richard Nixon. What do you call that?

Senator MONTANA. Power of attorney.

Miss WOODS. Power of attorney for a check.

Mr. ARMSTRONG. Is that on all of the President's accounts?

Miss WOODS. I don't even know how many accounts he has. I think it is the Key Biscayne account, sir. Again, I would have to ask that.

Mr. ARMSTRONG. Have you ever exercised this?

Miss WOODS. I think twice when we had to get, you know, when some bill had to be paid promptly at this end or something, then I have. I believe it is two checks that have been signed by me.

Mr. LENZNER. There is a record vote—this is off the record.

[Discussion off the record.]

Mr. ARMSTRONG. Since January 1, 1969, have you maintained or had access to any savings accounts?

Miss WOODS. Columbia Federal Savings and Loan, I think it is called, on the corner of 17th and Pennsylvania.

Mr. ARMSTRONG. And anywhere else in New York, Florida?

Miss WOODS. None in New York. You mean since January 1, 1969?

Mr. ARMSTRONG. Right, that you have had since then. You might have opened it previously, but I mean that you have had since then.

Miss WOODS. Gee, I don't remember whether I had one before I left. I think I had \$1,500 but, again I would have to check whether I had \$1,500 in the bank up there.

Mr. ARMSTRONG. In New York?

Miss WOODS. But it isn't there now, sir. It would have been while I was up there.

Mr. ARMSTRONG. Have you been the signatory or been able to withdraw funds from any other savings accounts?

Miss WOODS. No, sir. I have my sister's. I have an account, as I told you at Columbia Federal Savings and I have a small account in Alliance, Ohio, where my one sister is, and I would have to ask her what the name of that is.

Mr. ARMSTRONG. Is that in your name or your sister's?

Miss WOODS. It is in one of the—do they call them death accounts, so that if I die or something, it is her's?

Mr. WILLIAM RHYNE. Joint accounts.

Mr. ARMSTRONG. Now, since January 1, 1969, have you maintained or had access to any safety deposit boxes?

Miss WOODS. No, sir; I never had access to a safety deposit box.

Mr. ARMSTRONG. So you are not a signatory on anyone else's box, either?

Miss WOODS. No, sir.

Mr. ARMSTRONG. And you never had any cause to go into a safe-deposit box since January 1, 1969?

Miss WOODS. I don't think I have ever been in a safe-deposit box. Not in one, but opened one.

Mr. ARMSTRONG. Do you remember having been in a safe-deposit box in Mr. Rebozo's bank?

Miss WOODS. No, sir; I never have been. I have been in his office.

Mr. ARMSTRONG. But not in the vault or not in the safe-deposit box room?

Miss WOODS. No, sir.

Mr. ARMSTRONG. And he has never brought a safe-deposit box in while you were in his office?

Miss WOODS. No, sir.

Mr. ARMSTRONG. And have you had any loan accounts since January 1, 1969?

Miss WOODS. I had—what do you call it? I had a loan on the apartment. It was a demand note. You see, I am not very up on these things. When I had to make a downpayment on my apartment, and I did not have the money at that time and had to pull everything together. I had a demand note for \$25,000, which was repaid within a few months by pulling out my savings and everything.

May I ask, on the Alliance, Ohio, one, did you want the name of that? I would have to call to get that.

Mr. ARMSTRONG. I would appreciate that.

[Testimony of a personal and financial nature relative to the witness and others has been deleted.]

Mr. ARMSTRONG. So this was a private business transaction?

Miss WOODS. It was completely private and it was, as I say, a demand note, so that if anything happened to him, I had to pay it immediately.

Mr. ARMSTRONG. Do you have any brokerage accounts or any stocks or any investments?

Miss WOODS. I have no brokerage account. I have—let's see, well they totaled them up the other day and I think I have a few shares of Higher and Walker, I think. I would have to get that listing because we had to list that, you know, the White House demands that list. So I have that.

Mr. ARMSTRONG. Since January 1, 1969, have you owned any interest in any other companies or corporations, partnerships?

Miss WOODS. Owned an interest in a company or partnership?

Mr. ARMSTRONG. Stock or indirect interest?

Miss WOODS. Are you talking about the Fisher Island stock?

Mr. ARMSTRONG. That would be one. I don't know if there are any others.

Miss WOODS. That is all.

Mr. ARMSTRONG. OK. How much did you own in Fisher Island? How much stock?

Miss WOODS. Well, I would have to see how many shares of stock it was because, I think, as I previously testified—oh, no, that is in another committee. I sold that and took whatever loss it is you do by selling it immediately. When the President sold his, I didn't think I should have mine. So I will get you the number of shares but I will have to call the office on that.

Mr. ARMSTRONG. Can you tell us approximately when you acquired this stock and how?

Mr. CHARLES RHYNE. Senator, I realize I don't have a right here, as in a court to object. Is all of this personal stuff relevant? Are all of these small little investments here relevant?

Mr. DASH. You do have a right to raise questions when you feel it goes outside the scope of our resolution.

Mr. CHARLES RHYNE. I just wondered if that had anything to do with the election of 1972?

Mr. DASH. It relates to an inquiry the committee is making, Senator Montoya, not with regard to Miss Woods but with regard to certain funds, as to tracing moneys that may or may not have been involved in the \$100,000 contribution. There is no resolution of that, Mr. Rhyne. I don't want to make any suggestion there is.

Mr. CHARLES RHYNE. Well this is going kind of far, to say that her little savings accounts and checking accounts have something to do with the \$100,000. I think that is farfetched.

Mr. DASH. No, in connection with other testimony, I mean. By no means is there a suggestion in that question involving Miss Woods in that. But it does have to do with a series other than some that occurred in the sale of property and shares.

Mr. CHARLES RHYNE. Are you saying that someone has testified that Miss Woods had something to do with the \$100,000?

Mr. DASH. No, I am saying to the contrary, that the question does not raise any inference that she had anything to do with it. But her relationship to it is related to the whole transaction and the transaction is just being traced at the present time. It may have no relationship when we complete the questioning.

Mr. THOMPSON. Does that just apply to Fisher Island, to that part of the series of questions, or are all of these others involved? There were several other transactions, I think, we were asking about.

Miss Woods. Yes, they have asked about everything; about stocks, about everything—

Mr. THOMPSON. I am aware of the Fisher Island situation but, all of this other personal information, I am not aware of any connection there at all.

Mr. CHARLES RHYNE. You see I just raised the question. It seemed to me rather far afield from the 1972 election.

Miss Woods. You know, my life is an open book but it seems a little time consuming.

Senator MONTOKA. I want to reserve making a decision on this until we find out whether it is relevant, or whether it leads to any relevance, with respect to any funds that we have been investigating.

Mr. ARMSTRONG. Could you briefly tell us when and how you acquired the Fisher Island stock?

Miss Woods. Yes. I acquired it when Mr. Nixon was in New York by loaning him at one time \$9,000—I think one was \$3,000 and one was \$6,000—of my savings and getting again a note saying “with interest,” which he invested into Fisher Island with the fact that I could have at any time either the money back or stocks. And I have those copies of all of that at the office, too. I am sorry. I didn’t know we were going to go into all of my personal things or I would have brought them.

Mr. ARMSTRONG. I would appreciate it if we could get copies of that.

Mr. CHARLES RHYNE. I didn’t understand that.

Mr. ARMSTRONG. I would appreciate it if we could get copies.

Mr. CHARLES RHYNE. You could have what?

Mr. ARMSTRONG. I thought she was offering copies.

Mr. CHARLES RHYNE. No, she is not offering copies.

Miss Woods. No, I can tell you all of them.

Mr. DASH. No, not copies. I understand it was just a question of the amounts.

Mr. CHARLES RHYNE. As I say, my hearing is poor. I want to understand if this committee is requesting that she give them copies?

Mr. ARMSTRONG. Oh, I am sorry, I thought she offered it.

Mr. CHARLES RHYNE. No, she did not offer.

Mr. ARMSTRONG. OK. Let me ask a question so I understand what we have on the record. You loaned Mr. Nixon and received a note in return for it for \$3,000?

Miss Woods. That is right, \$3,000 on one occasion and \$6,000 on one occasion. When I got out—because we felt we should not be in anything that might be involved with the Government, he paid the amount back to me, \$10,000, which was giving me a gift of \$1,000, which I don't think is too much after 23 years or 20 years or whatever it was at that point of work. Then that was converted into stock and I sold it immediately back to whatever the company is or whatever the trust is for that thing, instead of saving it. I don't know exactly about taxes, when you hold it a certain amount of time, you don't have to pay. I think it is 6 months. But, anyway, I sold it right away. So that I lost money on it, as far as being able to deduct any of the taxes and things.

Mr. ARMSTRONG. OK. When you say it was converted, it was sold back to the corporation, Fisher Island Corp?

Miss Woods. That is right, if that is the name of it. That is what—I couldn't remember what it was.

Mr. ARMSTRONG. And that is the only stock or interest you hold in any business?

Miss Woods. I have no stock in any business at all. I just have those little ones I just told you about.

Mr. ARMSTRONG. Do you own any real property? I gather you own a cooperative?

Miss Woods. Well, I don't own it. I have a great big mortgage on it. If I live to be about 100, I will probably own it. I am hoping to sell it at a profit.

Mr. ARMSTRONG. OK. I am sorry. You mentioned a loan before on the apartment?

Miss Woods. That was the downpayment on the apartment, sir.

Mr. ARMSTRONG. And can you tell us who the mortgage is with?

Miss Woods. I paid to Watergate East, Inc., every month and they pay your interest and taxes and you pay an assessment for their apartment. And who they have—which things they have the mortgages and all of that, I do not know.

Mr. ARMSTRONG. OK. And is there any other real property you own?

Miss Woods. No, sir.

Mr. ARMSTRONG. OK. Or have a partial interest in?

Miss Woods. No partial interest; don't own anything.

Mr. ARMSTRONG. Since January 1, 1969, have you acquired any items of personal property with a value in excess of \$5,000?

Miss Woods. No, sir.

Mr. ARMSTRONG. Do you lease any real property?

Miss Woods. No, sir.

Mr. ARMSTRONG. Have you any lease interest?

Miss Woods. No, sir.

Mr. ARMSTRONG. Can you tell us what personal property you own that is valued in excess of \$1,000?

Miss Woods. I hope my clothing all added up together, but I don't think that is very relevant.

Mr. ARMSTRONG. I mean such as jewels or automobiles?

Mr. CHARLES RHYNE. Really, Senator, I think this is so far afield that I would say, that probing into someone's privacy—

Senator MONTOKA. What is the relevancy of this?

Mr. CHARLES RHYNE [continuing]. Is a little farfetched.

Mr. DASH. I think the question should be responded to. Not from you, Miss Woods, but I think Mr. Armstrong or Mr. Lenzner should explain what the relevance of that question is.

Mr. CHARLES RHYNE. I would like to hear that.

Mr. DASH. With regard to our resolution.

Mr. CHARLES RHYNE. What is the relevance?

Mr. ARMSTRONG. I am trying to determine whether there are any other assets.

Mr. WILLIAM RHYNE. What is relevant to the assets?

Mr. ARMSTRONG. We are attempting to inquire into the possible conversion of funds from the \$100,000 that Mr. Rebozo received.

Mr. WILLIAM RHYNE. Do you have an independent basis for that, other evidence, other testimony?

Mr. ARMSTRONG. Just a moment, please. [Pause.] Do you want to answer?

Mr. LENZNER. Well, let me ask this—

Mr. ARMSTRONG. Let me go on to those other questions. Let me move on to some other questions. If necessary, we will come back to this question. Since January 1, 1969, have you had any business or financial transactions with Mr. Rebozo?

Miss Woods. No, sir, unless you call Fisher Island, which he had an interest in, too, but I don't know what his position was on that.

Mr. ARMSTRONG. And that was only in his capacity as President of Fisher Island Corp.?

Miss Woods. That is right. I didn't handle that. Mr. Ed Morgan handled all of that through the counsel's office.

Senator MONTOKA. We will suspend. I have to go up and vote and I will be back with you in 5 minutes.

[Recess.]

Senator MONTOKA. Proceed.

Mr. ARMSTRONG. Miss Woods, since January 1, 1969, have you loaned Mr. Rebozo any funds?

Miss Woods. No, sir, that would really be, well, I won't even say it, no, sir.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo ever loaned you any funds?

Miss Woods. No, sir.

Mr. ARMSTRONG. Since January 1, 1969, have you ever received gifts from Mr. Rebozo valued in excess of \$1,000?

Miss Woods. No, sir. Mr. Rebozo and I are very, very good friends but I have never received a gift from Mr. Rebozo.

Mr. ARMSTRONG. Have you ever given Mr. Rebozo a gift in excess of \$1,000?

Miss Woods. No, sir. I don't think I ever have given anybody a gift in excess of \$1,000.

Mr. ARMSTRONG. Since January 1, 1969, have you ever purchased any real property or personal property from Mr. Rebozo?

Miss Woods. No, sir.

Mr. ARMSTRONG. Has Mr. Rebozo ever purchased any personal or real property from you during that period?

Miss Woods. No, sir. Well, Fisher Island but that wouldn't be from Mr. Rebozo. That was a corporation.

Mr. ARMSTRONG. Only in his capacity as president of the corporation, is that correct? Mr. Rebozo was involved in the purchase only in his capacity as president of the corporation?

Miss Woods. That is right. Not Mr. Rebozo but the corporation of Fisher Island stock. I wanted to be sure I didn't answer that wrong.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo ever furnished you with any cash?

Miss Woods. No, sir.

Mr. ARMSTRONG. Since January 1, 1969, have you ever furnished Mr. Rebozo with any cash?

Miss Woods. No.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo ever cashed a check for you in excess of \$1,000?

Miss Woods. In excess of \$1,000? No, I may have cashed a check at his bank but, I don't remember writing checks for \$1,000.

Mr. ARMSTRONG. Nothing as substantial as \$1,000?

Miss Woods. No.

Mr. ARMSTRONG. Have you ever acted as Mr. Rebozo's agent, representative or designee in any business transaction?

Miss Woods. No, sir.

Mr. ARMSTRONG. Since January 1, 1969, have you ever had any business or financial transactions with President Nixon?

Miss Woods. Again, just Fisher Island.

Mr. ARMSTRONG. With the exception of that, no other?

Miss Woods. No other.

Mr. ARMSTRONG. Have you ever loaned Mr. Nixon any funds with the exception of Fisher Island?

Miss Woods. That, and a few times when he was Vice President, I might have loaned them a little because, again, with all of the expenses and not much money at that time, again, their checking account got awfully low.

Mr. ARMSTRONG. But not since January 1, 1969?

Miss Woods. No, sir.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Nixon ever loaned you any funds?

Miss Woods. No, sir.

Mr. ARMSTRONG. Since January 1, 1969, have you ever received any gifts from Mr. Nixon valued in excess of \$1,000 with the exception of Fisher Island?

Miss Woods. No, sir.

Mr. ARMSTRONG. Since January 1, 1969, have you given to Mr. Nixon or any member of his family any gifts valued in excess of \$1,000?

Miss Woods. No, sir. As a matter of fact, they have asked us not to give them any gifts. I don't give any gifts, maybe a bottle of cologne or something for Mrs. Nixon.

Mr. ARMSTRONG. But it is not that expensive of a cologne?

Miss WOODS. No; it is about \$6, I think.

Mr. ARMSTRONG. Since January 1, 1969, have you ever purchased any real or personal property from Mr. Nixon or any members of his family?

Miss WOODS. No.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Nixon purchased any real or personal property or has any member of his family purchased any real or personal property from you?

Miss WOODS. From me? I didn't own any, no, sir.

Mr. ARMSTRONG. And has Mr. Nixon furnished you with any cash?

Miss WOODS. Only petty cash in the office.

Mr. ARMSTRONG. Since January 1, 1969?

Miss WOODS. No, sir.

Mr. ARMSTRONG. In excess of \$1,000, I mean?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Have you ever furnished Mr. Nixon or any member of his family any cash in excess of \$1,000 during that period?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Has Mr. Nixon ever cashed a check in excess of \$1,000?

Miss WOODS. For me?

Mr. ARMSTRONG. Yes.

Miss WOODS. I am sorry, I didn't hear you.

Mr. ARMSTRONG. Has President Nixon ever cashed a check in excess of \$1,000 for you?

Miss WOODS. No, sir.

Mr. CHARLES RHYNE. What were the last words?

Miss WOODS. For me.

Mr. ARMSTRONG. Right, for Miss Woods.

Miss WOODS. I don't know about his own checks, but certainly not for me.

Mr. ARMSTRONG. OK. Other than your capacity as a cosignatory on President Nixon's checking account, have you ever acted in any other capacity as his representative or agent or designee in any business or financial transactions?

Miss WOODS. No, sir. And I would like to sort of explain the check-signing thing. I think you are all very much aware that Mr. Demarco and Mr. Kalmbach signed those before. And the reason I signed it—oh, I just remembered that I think I signed three the other day. One was for Trader Vic's for \$342 for two rather large dinners they had there. I don't even remember what the other two were for, maybe for the Treasurer of the United States for the food in the house. I don't know. They were made up by somebody else and I signed them. But I have not been signing them, you know. Just right now we are in the middle of getting somebody to do that, because I don't want to have anything to do with checks and all of that.

Mr. ARMSTRONG. Since January 1, 1969, I believe you testified earlier that the firm of Vincent Andrews acted as a business agent for President Nixon for a short period.

Miss WOODS. A short period. Well, they were—they handled his accounts in a way that they made out the checks, paid out all of the bills and gave him a statement at the end of each week, I believe. From shortly after the time we went to New York, which was, say, 1963 until—and I don't know when Mr. Ehrlichman and Mr. Morgan took that account away from them, but I think it was in the spring of 1969, but I don't know the exact dates of that.

Mr. ARMSTRONG. Do you know the identity of the signatories on the account that Vincent Andrews maintained for President Nixon?

Miss WOODS. I don't recall those. I would have to look.

Mr. ARMSTRONG. Would Miss Claudia Val be one of them?

Miss WOODS. I don't know whether she could sign his. I really don't know whether she could sign it. She may very well have because she was vice president of the company, but I could not tell you whether she was, you know, listed as a signatory.

Mr. ARMSTRONG. OK. Since January 1, 1969, have you had any business or financial transactions with any of the following people: Mr. Kalmbach, Mr. Demarco or Miss Val?

Miss WOODS. Business or financial, no, sir.

Mr. ARMSTRONG. All right.

Mr. LENZNER. Just one other question: Did Mr. Rebozo ever make available funds for the use of or on behalf of the President or his family to your knowledge?

Miss WOODS. Use of the funds for the family?

Mr. LENZNER. For the President or his family.

Miss WOODS. To my knowledge?

Mr. WILLIAM RHYNE. Make them available to her?

Mr. LENZNER. No, to her knowledge.

Miss WOODS. To my knowledge? Let me just be sure I understand this. Did he make it available to the President or members of his family? Not to my knowledge.

Mr. LENZNER. Did you ever receive on occasion from Mr. Rebozo certain materials that he would send through the mail to you?

Miss WOODS. What kind of materials, sir?

Mr. LENZNER. Well, informational materials on various issues, public issues, policy issues.

Miss WOODS. You mean clippings?

Mr. LENZNER. Clippings or memorandums on particular items on particular issues.

Miss WOODS. Issues? I can't remember his ever sending me anything on an issue. He might send me some clippings that were in the paper about maybe a trip of the President's which had been covered down there, but if you are talking about issues as—

Mr. LENZNER. Well, say the ABM question, for example?

Miss WOODS. No, sir; nothing like that.

Mr. LENZNER. When he sent you materials with reference to trips in Florida or otherwise, would he identify that those items came from him?

Miss WOODS. Any time he sent me anything, normally, if he had something to write, he would just attach a little card.

Mr. LENZNER. I see. Did he ever use the name Charles Gregory in communication with you?

Miss WOODS. No, sir.

Mr. LENZNER. Are you aware of the fact that he does use that name, Charles Gregory, in communicating with individuals?

Miss WOODS. No, sir.

Mr. LENZNER. Do you recall Mr. Rebozo discussing the issue of the ABM and asking—

Miss WOODS. What is that?

Mr. LENZNER. Antiballistic missiles.

Miss WOODS. I am sorry.

Mr. WILLIAM RHYNE. I think we better start over again with the question.

Miss WOODS. Yes, because I didn't know what you were talking about.

Mr. LENZNER. Well, did you ever learn that Mr. Rebozo had discussed the antiballistic missile question with people in the White House and that they had offered to send Dr. Kissinger to talk to Mr. Hughes, with regard to the antiballistic missile question?

Miss WOODS. No, sir. I am sorry, I didn't know what ABM was.

Mr. LENZNER. That is all right. Did you ever learn that he had discussed with people in the administration, the question of the lawsuit between the Hughes Tool Co., Mr. Hughes, and with TWA, the airline?

Miss WOODS. No, sir.

Mr. LENZNER. And I assume when you say, "no," that would also include any conversations you may have had with Mr. Rebozo, but you didn't have any such conversations?

Miss WOODS. I have not had any conversations.

Mr. LENZNER. Did you ever discuss with him the Hughes acquisition of Air West?

Miss WOODS. No, sir.

Mr. LENZNER. Did you ever discuss with Mr. Rebozo the Hughes acquisition of the Dunes Hotel or other hotel properties in Las Vegas, Nev.?

Miss WOODS. No, sir.

Mr. LENZNER. Did you ever learn of meetings of Mr. Richard Danner—well, I think you said before you did meet on at least one occasion—but any meetings Mr. Richard Danner had with Mr. Mitchell, the Attorney General, with regard to any of those issues?

Miss WOODS. No, sir. I would not know anything about Mr. Mitchell's schedule or Mr. Danner's, and I had no knowledge of that.

Mr. LENZNER. Did Mr. Rebozo ever discuss the Hughes interest in atomic bomb testing in Nevada?

Miss WOODS. No, sir. Mr. Rebozo never discussed any of the Hughes interests or anything with me.

Mr. LENZNER. Miss Woods, did you know of any fundraising responsibilities that Mr. Rebozo had after January 1, 1969, for political campaigns?

Miss WOODS. No, sir, but I wouldn't necessarily. If he were a finance man in Florida or a State chairman, I wouldn't know necessarily. I would—as I said before, I had nothing to do with the financing end of it. Maurice Stans was the finance chairman. Now who the State chairmen were, I don't believe Mr. Rebozo was, but I had no knowledge of that.

Mr. LENZNER. So your answer was that you were not aware of any general fundraising activities that Mr. Rebozo was conducting, save for the fact that he had received this one contribution?

Miss WOODS. That is right, sir.

Mr. LENZNER. Did he ever advise you that he had received other contributions in cash?

Miss WOODS. No, sir.

Mr. LENZNER. Do you know whether the President or any member of the White House staff ever requested Mr. Rebozo to obtain specific contributions from specific potential contributors?

Miss WOODS. No, sir; I have no knowledge of anything like that.

Mr. LENZNER. Did you learn of Mr. Rebozo's contact with A. D. Davis, who sent in, apparently, \$50,000 in cash to Mr. Rebozo?

Miss WOODS. Mr. A. E. Davis?

Mr. LENZNER. No, A. D. Davis.

Miss WOODS. No, sir; I don't know. Is Mr. Davis the man who brought the money to the committee?

Mr. DASH. No, he is a different one.

Miss WOODS. No, I do not know.

Mr. DASH. Definitely a different Davis, that was Chester Davis.

Miss WOODS. I see. That was the only Davis I heard of.

Mr. LENZNER. Well, this would be a contribution from, as I understand, the family that owns the Winn-Dixie Co. Does that refresh your recollection at all?

Miss WOODS. No.

Mr. ARMSTRONG. Were you aware of any contacts or requests for contacts for Mr. Rebozo to contact Mr. J. Paul Getty for contributions?

Miss WOODS. No, sir; not to my knowledge.

Mr. LENZNER. May I have this marked, which we received, I believe from the White House, as exhibit 2 for today.

Mr. DASH. In fact, for the record, I believe the list that is being offered to be marked was delivered to us from Mr. Buzhardt—

Mr. LENZNER. From Mr. Garment.

Mr. DASH. From Mr. Garment.

[The document referred to was marked Woods exhibit No. 2 for identification.*]

Mr. LENZNER. And for the record, the pages are numbered to 123, although I haven't counted them, and the cover sheet is a letter to Mr. Dash from Mr. Garment dated June 18, 1973. Miss Woods, would you examine that document, not the letter but the document?

Miss WOODS. Well, the document seems to be in sort of bad shape. You have shown it to a lot of people.

*See p. 10284.

Mr. DASH. The document in its present condition is not in the condition we received it.

Miss WOODS. I don't really know I could identify it unless I compared it to the one in my office because since it is not stapled, I would have no idea whatever pages are there.

Mr. LENZNER. Well, can you identify the pages that are there, as pages of documents that you previously had seen?

Miss WOODS. I think you will have to take Mr. Garment's word for it, that it is pre-April 7. I have seen a pre-April 7 list. Whether this is the same one, I couldn't tell you.

Mr. WILLIAM RHYNE. You don't remember the amounts?

Mr. LENZNER. Would the record reflect counsel is advising the witness that she does not remember the amounts?

Miss WOODS. Well, I certainly don't remember the amounts. You wouldn't either if you saw 123 pages.

Mr. WILLIAM RHYNE. Ask her if she remembers the amounts connected with this.

Mr. LENZNER. Mr. Rhyne, if you would permit me, I would like to conduct the interrogation. Would you look at the document, though, Miss Woods, and see if you can identify that document as a copy of a document that you had received prior to this at the White House?

Miss WOODS. Sir, if you had asked me to bring my document with me, I would have identified it. But when it is all messed up as this one seems to be, I will say I have seen something like this, but I can't identify it as that list.

Mr. LENZNER. And would you look at the documents and particularly the next to the last page, the top of the page, entitled "house account" and can you tell us, do you recall seeing that page prior to this occasion?

Miss WOODS. Yes, only when it was brought to my attention at the Milk Producers Association because I did not look through any list, not this list, but the list that was given to me.

Mr. CHARLES RHYNE. You mean your deposition on the milk occasion?

Miss WOODS. The deposition on the Milk Producers in front of the man who became famous for playing the tape at the cocktail party.

Mr. LENZNER. Do you know what the words "house account" mean?

Miss WOODS. No; I do not.

Mr. LENZNER. Do you recall from whom you received a list similar to this?

Miss WOODS. A list similar to this, I received from Mr. Maurice Stans.

Mr. LENZNER. Do you recall approximately when you received that?

Miss WOODS. The latter part of June possibly.

Mr. LENZNER. Of 1972?

Miss WOODS. Of 1972.

Mr. LENZNER. And was it represented to you that this list reflected contributions received prior to April 7, 1972?

Miss WOODS. I assume it was, sir.

Mr. LENZNER. And who represented that to you?

Miss WOODS. It would have been Mr. Stans. Mr. Stans brought the list to me, sir.

Mr. LENZNER. And do you know where the information came from that is reflected on that list?

Miss WOODS. Do I know of my own knowledge?

Mr. LENZNER. Yes.

Miss WOODS. No, sir; I would only have to guess that it came from the finance committee, since the finance chairman gave it.

Mr. LENZNER. And did Mr. Rebozo or any other individual ever request information from that list?

Miss WOODS. No, sir; no individual ever requested it until Common Cause requested it.

Senator MONTROYA. We will be in recess for about 15 minutes.

Mr. DASH. Well, it is now 5 minutes—do you want to break for lunch?

Senator MONTROYA. What is that?

Mr. DASH. We could break for lunch now, or at 12 o'clock?

Senator MONTROYA. I will be back in 5 minutes. Do you think you will finish?

Mr. LENZNER. Not this morning.

Mr. DASH. Maybe you ought to come back then.

Mr. LENZNER. We could pick up early in the afternoon, around 1:30.

Senator MONTROYA. I will come back if you want me to.

Mr. DASH. If you came back in 5 minutes, we would have 10 minutes.

Mr. LENZNER. Let's pick up this afternoon.

Mr. DASH. OK.

Senator MONTROYA. Well, we will be in recess then until when?

Mr. DASH. We will be in recess until 1:30 unless we can make it at 1:00.

[Whereupon, at 11:45 a.m., the committee recessed for lunch.]

AFTERNOON SESSION

Mr. DASH. OK. Can we take advantage of the fact we are beginning at 1, and begin at once?

Mr. LENZNER. Should we note for the record this gentleman? I don't know who that other individual is in the room.

Mr. CHARLES RHYNE. That is my nephew, Paul Rhyne, who drives the car. We don't have a White House car. We ride in mine so that explains his presence.

Mr. LENZNER. Miss Woods, did you ever discuss the money that Mr. Rebozo received from Hughes with Donald Nixon?

Miss WOODS. No, sir; I never discussed it with anyone but Mr. Rebozo.

Mr. LENZNER. And the same answer, I take it, would apply for Edward Nixon, the President's brother?

Miss WOODS. Exactly.

Mr. LENZNER. And that would include also the return of money as well as the reception of it?

Miss WOODS. That is right.

Mr. LENZNER. Now, one area I failed to cover this morning, you testified that you learned from Mr. Rebozo about him receiving the

money. When did you first learn that he had, in fact, kept the money past the election in November 1972?

Miss WOODS. I don't suppose I gave it any thought. I didn't know whether he had it. I don't recall knowing he still had it. I didn't discuss that with him.

Mr. LENZNER. There came a time, did there not, when you did learn that he had retained the funds that he had previously spoken to you about?

Miss WOODS. When all of this business started in the papers and so forth, yes.

Mr. LENZNER. I see. So in other words—

Miss WOODS. I mean, we didn't discuss the fact that he still had it, you know, in the middle of the campaign or at the end of it. We did not have a discussion about it, no, sir.

Mr. LENZNER. As I understand it, between the time he advised you that he had received the funds and the time you read about it in the newspapers, you had not learned prior to the time it was in the newspapers that he had, in fact, retained those funds?

Miss WOODS. I don't recall hearing that he had it. This is what I said. We have had conversations just fleeting as they were. I didn't pay any attention to them, to the financial end as to do with the 1972 election, as I don't with any campaigns. So I don't believe it was even discussed, so I would not have known until after that, that it was not put in the campaign.

Senator BAKER. Could I interrupt for a moment? That is a vote signal. I will be back in 3 or 4 or 5 minutes. If you want to go ahead or if you want to wait—

Miss WOODS. We will wait.

Mr. WILLIAM RHYNE. I want this on the record. We had an interview scheduled for Mrs. Acker for Monday at 2. Is that still on?

Mr. ARMSTRONG. Yes.

Mr. LENZNER. Monday at 2?

Mr. ARMSTRONG. Yes, that is when we scheduled it.

Mr. WILLIAM RHYNE. It is not on a subpena, so there is no written record?

Mr. ARMSTRONG. Right. Monday at 2.

Mr. WILLIAM RHYNE. Would that be in this room?

Mr. ARMSTRONG. I don't believe we have located a room. I think we will use 334.

Mr. DASH. That or my office. Is that an executive session?

Mr. ARMSTRONG. We will have a smaller group than today.

Mr. WILLIAM RHYNE. Could we establish a room now so we will avoid the confusion, or sometime before the end of the day, before the end of this session?

Mr. LENZNER. Yes.

Mr. WILLIAM RHYNE. So that would be Monday the 25th of March at 2 p.m., in room G-334 for Mrs. Acker.

Mr. LENZNER. Off the record.

[Discussion off the record.]

Mr. LENZNER. Senator Baker is back. Back on the record. I think it is a matter of record, the fact that Mr. Rebozo had retained the funds. That became a matter of public information from the news-

papers sometime in the summer or early fall of 1973. Is that about the time that you remember reading about it, about the retention of the funds?

Miss WOODS. I really couldn't tell you what time because, as I testified before, I rarely read the newspapers. I read little digests and so forth, when I have a chance. I couldn't tell you if that is when I became aware of it, whether it was early summer or what.

Mr. LENZNER. But you did become aware of it from reading the news digests, is that what you said?

Miss WOODS. No; I did not say that. I said I do not normally have time to read the newspapers, so I am not sure that is where I got that or how I got it or when I knew it, actually. It just became a problem. That is all.

Mr. LENZNER. In other words, what you are saying now is that you have no recollection, that you did learn that he had retained the \$100,000—that Mr. Rebozo had retained the \$100,000, but you have no recollection of how you learned that or when?

Miss WOODS. I don't know. I think everyone learned it at, I would guess, the same time. I never had any discussion about it being retained.

Mr. LENZNER. And nobody ever told you it had been retained prior to the time it was in the newspapers?

Miss WOODS. I don't recall it, sir.

Mr. LENZNER. Well, if somebody had advised you prior to it getting in the newspapers, I take it that would have been significant enough to recall that kind of thing?

Miss WOODS. I would think so, unless it was that Mr. Rebozo might have casually mentioned it. I can't recall that he did. As I say, he is the only one that I ever discussed that with.

Mr. LENZNER. Well, do you ever have a recollection of saying to Mr. Rebozo, at some point, of simply asking him "Why wasn't that money used for the campaign?"

Miss WOODS. No, sir; I never asked him that.

Mr. LENZNER. Did he ever indicate to you why he did not turn the money over to the campaign?

Miss WOODS. No; we had no such discussion.

Mr. LENZNER. So, aside from the fact, as noted in your letter, that the money was to be turned over in case something happened to him, to the finance chairman, you did not receive any information from Mr. Rebozo with regard to what campaign that money was intended for?

Miss WOODS. No, sir. As I thought I had tried to explain before, I think I was only told just so someone else knew. I had no obligation on the finance end of it at all. I didn't feel that I needed to ask him anything about it or anyone else. I didn't ask Maurice Stans anything about the money and this, that and the other thing. I am terribly busy on my own job. And in no campaign have I ever really had anything to do with the financial end.

I don't know whether I explained myself properly or not, but that is what I am trying to tell you, that I wouldn't ask him whether this was used. He didn't tell me the money was there for

the purpose of my having anything to do with it. I believe he left instructions for his attorney, as I stated in the letter.

Mr. LENZNER. Well, did he indicate to you why he told you about the funds in the first place?

Miss WOODS. He didn't indicate to me and I think I have told you or somebody before, and pardon me if it hasn't been you, but I think that anyone having that sum of money would want at least two or three people, maybe two, to know anyway. He and his attorney are friends. They could easily have died in maybe the same accident or something. And I would gather, and I am guessing, and I am using what I would do if I were in his place, I would want someone else to be aware of this. This is what—

Mr. LENZNER. For what purpose though? I don't understand why. What purpose would it serve had they both died in the same accident?

Miss WOODS. The purpose might have been that I might have asked what happened to it. If not, somebody else might have had the key or the bank would have opened it, and maybe nothing. That is—that my feeling is that he just wanted somebody else to know it was there.

Mr. LENZNER. Did Mr. Rebozo ever advise you that at some point prior to the return of the funds, he, in fact, had removed the instructions from the safe-deposit box as to what to do with the money?

Miss WOODS. No, sir; I don't believe so. I am sure he didn't or I wouldn't have put it in this letter.

Mr. LENZNER. Did he tell you that he had told Mr. Wakefield of the existence of the funds?

Miss WOODS. I don't believe he did. I understood it was just instructions in the safe-deposit box. And it was my understanding, from whether he said it outright or my assumptions, that the instructions were there. And his—being his attorney, and I don't know how these things work, but I suppose his attorney would know what was in any safe-deposit box if he had died.

Mr. LENZNER. So up until the time I had asked the question, you were not aware of the fact that he had taken the instructions out and destroyed them and put no other instructions in the box?

Miss WOODS. No, sir; I was not.

Mr. LENZNER. Miss Woods, if you could look please, for a second, at exhibit No. 2—and Mr. Rhyne, I think that is the lengthy list—it is my recollection that there are certain Hughes contributions of about \$16,000 noted in several different States: California, Texas and Nevada. The total amount would be, for those three contributions, would be about \$50,000.

Mr. CHARLES RHYNE. Did you say \$60,000 or \$16,000?

Mr. LENZNER. Oh, each gift. If you look under California, I think you will see an indication of a \$16,000 gift from Hughes there, approximately. It was \$16,667.

Miss WOODS. The amounts I do not know, because I don't pay attention to them. There is one under California which says \$16,666.67. What were the other States?

Mr. LENZNER. The other States were Texas and Nevada.

Miss WOODS. Texas is \$16,666.67.

Mr. LENZNER. And I believe you will find that Nevada is about the same.

Miss WOODS. \$16,666.66.

Mr. LENZNER. Now, the question I have, as you are going over this list for the purpose that it was designated for and, that is, for making up invitation lists—

Miss WOODS. If I may stop you right there? I may not have testified before your committee, but I have before others, that we did not entertain and to use this list between that June time. So I did not go through this. This was put away in case we entertained, but because of the campaign, we didn't use this list.

Mr. LENZNER. I didn't understand that.

Miss WOODS. I am sorry, I wanted to make that clear.

Mr. LENZNER. In other words, you did not have occasion to look at that list at any time subsequent to June 1972, until Common Cause filed the lawsuit. Is that the idea?

Miss WOODS. Common Cause filed the lawsuit. As a matter of fact, I didn't even remember that this was pre-April 7. That is how little attention I paid to it. And it was just put in, you know, the closets in the office or one of the file drawers or somewhere. And, no, because again, unless we were using it for an invitation list, I would have no reason or desire or any reason to want to know how much everybody gave.

Mr. LENZNER. Well, just to clear this up. The point of the question was going to be—I was wondering if you, having known that Mr. Rebozo had received money from the Hughes people of about \$100,000, whether it ever occurred to you why that wasn't listed in total in the list.

Miss WOODS. I didn't look at it in the first place and in the second place, this was prepared by Maurice Stans. And as far as I know, Maurice Stans didn't know of the \$100,000. Maybe he did. I don't know.

Mr. LENZNER. Would you look, if you could, madam, please, look at the Florida listing and you will note that—

Senator BAKER. Excuse me. I have to go back to the floor very briefly and I will be right back.

Mr. LENZNER. I will hold that until you get back.

[Recess.]

Mr. LENZNER. My question was with regard to the California list?

Miss WOODS. Oh, California?

Mr. LENZNER. Oh, no, Florida, I am sorry. The name A. D. Davis does not appear on that list as a contributor. Is that accurate?

Miss WOODS. That is accurate. It is not on this list.

Mr. LENZNER. And Mr. Rebozo—

Miss WOODS. There is a Davis, Mr. and Mrs. Robert Davis.

Mr. LENZNER. That is right and the amount for them is?

Miss WOODS. \$1,000.

Mr. LENZNER. And Mr. Rebozo testified before us that Mr. A. D. Davis furnished him with \$50,000 cash just prior to the April 7 deadline. Can you explain, or do you know why that A. D. Davis contribution of \$50,000 is not listed on that list?

Miss WOODS. No, sir, that is something that you would have to ask the finance committee. I do not prepare finance committee lists, and never have.

Mr. LENZNER. And I take it you had no discussions with regard to that?

Miss WOODS. No discussion whatever.

Mr. ARMSTRONG. Miss Woods, there is one aspect of your testimony that I want to make sure I understand. If I understand it correctly, you have no information as to whether or not Mr. Rebozo retained the same funds and returned those to the Hughes Tool Co. that he had received in contribution other than the fact that he said they were the same funds? In other words, he never mentioned—

Miss WOODS. During the course of the time he had it? Not to my recollection, sir. No, I don't see why—

Mr. ARMSTRONG. I was just wondering if you could help us about that?

Miss WOODS. No.

Mr. ARMSTRONG. Now, secondly, Mr. Lenzner asked a series of questions as to whether or not you had discussed the contribution, the Hughes contribution, with a number of people. I would like to ask this. It occurred to me that you may not have discussed the contribution, in the light of it being a received contribution, but you may have discussed it in the notion of its return, the fact that it was returned. So I would like to ask you, have you ever discussed the return of the contribution with General Haig, first of all?

Miss WOODS. The return of the Hughes contribution with General Haig? No, sir; not to my knowledge. General Haig and I—I don't think he works on that sort of thing, but at least, I don't. I don't believe I recall ever discussing it with General Haig.

Mr. ARMSTRONG. What about Mr. Haldeman?

Miss WOODS. I haven't even talked with Mr. Haldeman. Wasn't that money just returned—

Mr. DASH. It was after he left in June of 1973.

Miss WOODS. I have not discussed it with Mr. Haldeman.

Mr. ARMSTRONG. Mr. Ehrlichman?

Miss WOODS. No.

Mr. ARMSTRONG. Mr. Wakefield?

Miss WOODS. No, sir; I haven't talked with Mr. Wakefield at all.

Mr. ARMSTRONG. The President?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Mr. Stephen Bull?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Mr. Buzhardt?

Miss WOODS. Other than that letter, no comment and no conversation with Mr. Buzhardt at all.

Mr. ARMSTRONG. And the occasion that you had talked to him about the letter, on that occasion, did you discuss the return of the contribution at that time?

Miss WOODS. He came over, as I explained this morning and previously, and suggested that a letter of this type should be prepared. He prepared the letter. It was done twice, as I earlier said, and I signed it. We had no discussion about a return. It was just that he had to get this ready for IRS. Who asked him for it, I have no information on that. Again I repeat—

Mr. ARMSTRONG. So you never discussed the return with Mr. Buzhardt?

Miss WOODS. No.

Mr. ARMSTRONG. And with Mr. Abplanalp?

Miss WOODS. No.

Mr. ARMSTRONG. And Mr. Gemmill?

Miss WOODS. No; I never had any discussion with Mr. Gemmill. Maybe I said hello. I am not sure that I ever said hello to him.

Mr. ARMSTRONG. Have you ever discussed either the receipt of the contribution or its return with Mr. Garment?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Mr. Zeigler?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Now, regarding the conversation with Mr. Rebozo, when he first informed you that he had received the money, were you aware of campaign fundraising responsibilities that Mr. Rebozo had?

Miss WOODS. No, sir. As I testified earlier this morning, I had nothing to do with the financial end. I knew that—I don't know what year you are talking about. I don't know what year he told me, as I have testified. Whether he had some campaign financing responsibilities, I cannot tell you. I do not know.

Mr. ARMSTRONG. Do you have any knowledge of him ever accepting contributions on behalf of a Presidential campaign or any other campaign?

Miss WOODS. From conversation, I believe he headed up something; Cubans for Nixon in 1968. I don't know whether he headed it up or helped collect money to work with them. I don't have enough knowledge to really give you the whole story, but I think he worked with them.

Mr. ARMSTRONG. And are you aware of whether or not Mr. Rebozo was familiar with the fundraising mechanisms of the Republican National Committee or the Committee To Re-Elect the President?

Miss WOODS. Sir, I cannot tell you what Mr. Rebozo is aware of and is not aware of. He would have to tell you that. I am not aware of how the Republican National Committee and the others perform, so I can't testify for someone else.

Mr. ARMSTRONG. You do not know then, if Mr. Rebozo worked with Mr. Kalmbach or Mr. Stans?

Miss WOODS. I do not know, sir. You had him here 2 days and I think you should have asked him that.

Mr. ARMSTRONG. OK. It is not necessary to infer that we didn't, by the fact that we raised the questions here. Were you aware of a fundraising committee, Florida Republicans for Nixon?

Miss WOODS. No, sir. I assumed there must have been a committee. I guess there would be a committee in every State and I don't know what year you are talking about now, either.

Mr. ARMSTRONG. I am referring to a committee which was originally for the 1968 campaign and lasted into 1969.

Miss WOODS. No, sir; I would have no particular awareness of that other than I would for any other State. No, sir.

Mr. ARMSTRONG. Do you have any knowledge as to what Mr. Rebozo did with funds that were left over from the 1968 campaign, subsequent to that election?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Are you aware of Mr. Rebozo ever having given funds to Mr. Kalmbach for any purposes?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Are you aware of any interest on Mr. Rebozo's part on the so-called Chappaquiddick incident involving Senator Kennedy?

Miss WOODS. No; I am not.

Mr. ARMSTRONG. Are you aware of any association—

Miss WOODS. Let me say not anymore than probably the rest of the country. I think it was quite an interesting story for everyone.

Mr. ARMSTRONG. Excuse me a second. [Pause.]

Mr. ARMSTRONG. OK. Go ahead. Thank you.

Mr. LACKRITZ. When did you first meet Mr. Jack Caulfield?

Miss WOODS. I don't know the exact month. Sometime in 1968 Mr. Jack Sherwood introduced him as a suggested person for security work. This was before the murder of Senator Kennedy, and each person had to have their own security man and Jack Sherwood thought he would be a good man.

Mr. LACKRITZ. I see. So it was in the context of the campaign?

Miss WOODS. Yes, sir; in New York City.

Mr. LACKRITZ. And were you aware that he was hired by Mr. Ehrlichman after the campaign?

Miss WOODS. I was aware he was hired by someone. I didn't know who hired him, but I knew he worked over in EOB or else in EOB No. 2, or something.

Mr. LACKRITZ. But you said you had no knowledge as to whom Mr. Caulfield worked for?

Miss WOODS. I think he worked for several different people, sir.

Mr. LACKRITZ. Who would those people have been?

Miss WOODS. Well, now, I must explain. Listening to his own testimony, he apparently reported to Mr. Dean, part of the time to Mr. Ehrlichman. I believe when he left the Government, he was working in the Treasury Department. But you know, I know Jack and I am fond of Jack and his wife, but I just don't know who he reported to. I never was in his office.

Mr. LACKRITZ. I see.

Miss WOODS. Any of his offices.

Mr. LACKRITZ. Were you aware of Mr. Caulfield's duties?

Miss WOODS. No, sir.

Mr. LACKRITZ. Did you ever have any discussion with Mr. Caulfield concerning his specific duties in the White House?

Miss WOODS. Only at the time he mentioned that he was going to try to get my brother to go into some operation, which I have also testified that I suggested my brother not go into.

Mr. LACKRITZ. Right. We will get to that in just a minute. But did you have any knowledge that Mr. Caulfield had established an independent investigative capability in the White House?

Miss WOODS. No, sir.

Mr. LACKRITZ. Did you have any knowledge that Mr. Caulfield employed Mr. Anthony T. Ulasewicz to conduct investigations?

Miss WOODS. No, the first I ever heard him or saw him was in your committee.

Mr. LACKRITZ. And never had met him prior to his testimony before the Senate Watergate Committee?

Miss WOODS. Nor prior or after.

Mr. LACKRITZ. Did Mr. Caulfield ever contact you for the purpose of inquiring about any information concerning Mr. Larry O'Brien?

Miss WOODS. No, sir; he never did, because I don't know why he would. I have no information on Mr. Larry O'Brien.

Mr. LACKRITZ. Did Mr. Caulfield communicate with you on a frequent basis?

Miss WOODS. Frequent? I would say, no. If he happened to be over in the office he might stick his head in my door and say hello, but he did not communicate with me on a frequent basis. No, sir.

Mr. LACKRITZ. Did he ever acknowledge to you that he was conducting any investigations on behalf of other individuals or at the request of other individuals in the White House?

Miss WOODS. I don't know that we were conducting investigations, sir. I don't think you understand how terribly busy I am. I just don't sit around the White House and discuss other peoples' jobs with them. Nor have I ever, in the whole 23 years I have worked. We simply don't have time. There are thousands of pieces of mail and everything that goes through my office every day. I just don't sit around and gossip idly about anybody else's job.

Mr. LACKRITZ. Did there come a time when you were informed that Mr. Caulfield wanted to establish an independent investigative business outside of the White House, in the private sector?

Miss WOODS. I have just answered that question. Yes; I did become aware of that.

Mr. LACKRITZ. When did you learn of that?

Miss WOODS. I have no idea. It wasn't important to me except that I told my brother not to get into it.

Mr. LACKRITZ. Who informed you about it?

Miss WOODS. Caulfield.

Mr. LACKRITZ. Caulfield told you directly?

Miss WOODS. I believe so.

Mr. LACKRITZ. And why did he come to you to tell you about this proposal?

Miss Woods. I suppose because he wanted to get my brother in it. That is my supposition.

Mr. LACKRITZ. And did he explain to you what the operation was to entail?

Miss Woods. No, sir. He said it was sort of—I thought it was sort of a PR-type of thing and that my brother would be in the Midwest. And I told my brother that I thought, if he were going to even discuss anything with these people, he should be in charge of it, because he has had a lot of experience as an FBI agent and as sheriff of Cook County and as commissioner of Cook County, and I didn't think he should be working for people that I thought weren't—and I hate to say this because I do like Jack Caulfield—but who I thought would not be as bright as Joe.

Mr. LACKRITZ. But as I understand it, Mr. Caulfield told you that this independent operation was to be a public relations operation?

Miss Woods. It was my understanding. We didn't go into a big discussion of it.

Mr. LACKRITZ. Well, what were its functions supposed to be?

Miss Woods. He didn't tell me.

Mr. LACKRITZ. Did he say it was specifically for the 1972 campaign?

Miss Woods. No; I don't believe he did.

Mr. LACKRITZ. Did he say this organization was to have any covert intelligence-gathering capacities?

Miss Woods. No, sir. He just told me he was going to talk with my brother about some organization they wanted to set up.

Mr. LACKRITZ. Did he say in what capacity he wished to employ your brother?

Miss Woods. Something about—for the Midwest and that is when I told my brother not to get tied in with anything with other people, where I thought if he were going to get in, he should be in charge of it.

Senator BAKER. Let me ask a question, if I may, at that point, only because I happen to know Miss Woods' brother rather well. Joe was the sheriff of Cook County. His standing as a politician or as one knowledgeable in this general field was well known to the people in the Midwest and political circles.

Miss Woods. That is right.

Senator BAKER. There is nothing particularly unusual about someone suggesting they talk with Joe Woods about that type of thing?

Miss Woods. I wouldn't think there would be anything unusual.

Senator BAKER. Let me say for the record, that I know him and have known very well and it would not surprise me that anybody would try to enlist his services.

Mr. LACKRITZ. I would like to have a document identified as an exhibit for the purposes of this section, and then I would like to show it to Miss Woods and ask her if she can identify it.

Mr. DASH. I also apologize for its condition.

Mr. LACKRITZ. I have this document, which is marked Caulfield exhibit 1, tab 31,¹ a 12-page document which is entitled "Operation Sandwedge." I would like to show it to Miss Woods and just ask her if she recognizes the document.

Senator BAKER. Do you have another copy?

Mr. CHARLES RHYNE. I must say, if you can read "Operation Sandwedge" here, you can do more than I can.

Senator BAKER. Do you have another copy here?

Miss WOODS. No, I think the only time I ever saw anything on "Operation Sandwedge" was either before this group on February 20 or one of the others. No, sir.

Mr. LACKRITZ. So you are saying you have never seen it?

Miss WOODS. I have never seen it before that and somebody gave this at either February 20 or one of the other committees. No, sir; I have never seen it before.

Mr. LENZNER. Did you ever have conversations with Mr. Caulfield with regard to the employment of your brother for the 1972 campaign, specifically?

Miss WOODS. No, because if I were going to ask anyone to employ my brother, I would have talked with someone a little higher in the campaign than Caulfield.

Mr. LENZNER. Did you ever discuss with Mr. Caulfield the employment of other individuals in the campaign of 1972?

Miss WOODS. Not to my knowledge, sir. And if I may go back to my brother, he did work in the 1972 campaign. He was the commissioner in Chicago and worked hard and gave speeches all around for the President. He didn't need to be hired.

Mr. LENZNER. And would it refresh your recollection if I asked you if you ever had a discussion with Mr. Caulfield with regard to Charles Barth?

Miss WOODS. Charles Barth, I think, is with Standard Oil or used to be. Is that the one with Standard Oil of Indiana?

Mr. LENZNER. Yes, madam, I think that is right.

Miss WOODS. Whether I ever discussed him with Jack Caulfield, I would have no idea.

Mr. LENZNER. Let me have this marked as exhibit 3 for identification. This is a memorandum, Senator, dated October 7, 1971, from Mr. Caulfield to Mr. Dean.

[The document referred to was marked Woods exhibit No. 3 for identification.²]

Mr. LENZNER. Mr. Rhyne, would you like to examine exhibit 3?

Miss WOODS. Charley Barth, I guess, worked in 1968.

Mr. CHARLES RHYNE. Yes, I have examined it.

Mr. LENZNER. Looking at the document, does that refresh your recollection as to whether you had a conversation with Mr. Caulfield, in regard to the employment of your brother in the ballot security end of it, in the 1972 campaign?

Miss WOODS. With regard to the employment of my brother? No, sir.

¹ See Book 21, p. 9899.

² See p. 10339.

Mr. LENZNER. The employment or duties that your brother might assume for the 1972 campaign?

Miss WOODS. No, sir; I don't believe that I ever suggested he be given those duties. As I understand it, Charley Barth wanted to have those duties and I don't know whether he got them or not.

Mr. LENZNER. What you are saying, you never discussed with either your brother or Mr. Caulfield the possibility that your brother would be the ballot security?

Miss WOODS. Are we talking about 1972?

Mr. LENZNER. Yes, madam. Well, I believe the memo refers to the 1972 campaign.

Miss WOODS. I might have talked with my brother, hoping that they wouldn't steal the election as they did in 1960 in Chicago, but I don't recall asking Mr. Caulfield to see that he was hired, no, because even though he seems to have reported to Mr. Dean, I don't think that I would ever have talked to Jack Caulfield if I wanted my brother hired.

Mr. LENZNER. Well, were there discussions, in fact, with yourself and other people, in regard to establishing a security operation with a variety of capabilities to ensure that the election would not be stolen in Chicago or elsewhere?

Miss WOODS. I am sure there were a lot of discussions about that.

Mr. LENZNER. With you?

Miss WOODS. And I may have listened to some of them. If we didn't discuss it we would have been remiss in our duties, I think, but I do not believe I had a discussion with Jack Caulfield about it.

Mr. LENZNER. Did you ever make any recommendations to anybody with regard to the establishment of such a security operation?

Miss WOODS. I don't believe so. I think Charley Barth came in and said it ought to be started early. I remember that.

Mr. LENZNER. You do remember Mr. Barth coming in and telling you that?

Miss WOODS. That he thought they ought to start early on whatever he did, which he did under Mr. Nicholas in 1968.

Mr. LENZNER. And do you recall what year Mr. Barth may have told you that?

Miss WOODS. No, I don't. It may have been around this time.

Mr. LENZNER. Do you recall who else was present when Mr. Barth told you that?

Miss WOODS. Just Mr. Barth. He used to stop in when he was in town and say hello. He was my brother's campaign manager when he ran for sheriff.

Mr. LENZNER. And does that memorandum refresh your recollection, that you did discuss with Mr. Caulfield the possibility of using Mr. Barth in the 1972 campaign?

Miss WOODS. I may have. It doesn't really refresh it, sir. He says "Joe and Rose tell me" or maybe "Rose and Joe", I will have to put on my glasses to see which comes first.

Mr. LENZNER. I think you probably came first.

Miss WOODS. But whether I discussed this with Jack Caulfield, I am just sorry, I can't tell you whether he brought that up or not.

Mr. LENZNER. During those discussions with Mr. Barth and others, did you ever hear mention made of "black bag capability" for the purpose of ensuring that the election not be stolen?

Miss Woods. Black bag capability?

Mr. LENZNER. Yes, madam.

Miss Woods. No, sir.

Mr. LENZNER. Or did you ever hear discussions with regard to the penetration of nominees entourages with undercover personnel?

Miss Woods. No, sir.

Mr. LENZNER. Did you ever hear discussion with regard to any kind of surveillance?

Miss Woods. No, sir.

Mr. LACKRITZ. All right, Miss Woods, did you ever have any discussions with your brother about setting up any of those capabilities for the 1972 campaign?

Miss Woods. No, sir. The only discussion I would have had with Joe was that I hoped and prayed the ballot boxes would be honest. I did not talk about setting up specific discussions and I think, if any of you remember some of the articles that were carried in the New York Herald Tribune while it was still alive, after the 1960 election, you will find that it was stolen right there and that is why we had those discussions. I know you don't care about that, but I do.

Mr. LACKRITZ. I understand your concern. Well, do you recall—did your brother come to Washington in the summer of 1971 to meet with Mr. Caulfield?

Miss Woods. You will have to ask my brother that. I have a hard time keeping track of my own schedule.

Mr. LACKRITZ. But, do you recall going out to dinner with your brother and Mr. Caulfield and another individual to discuss the "Sandwedge proposal"?

Miss Woods. Who was the other individual?

Mr. LACKRITZ. I am not sure.

Miss Woods. To discuss the "Sandwedge proposal"? No, sir. I have not discussed the "Sandwedge proposal", so I did not go out to dinner with them for the purpose of discussing any proposal, if I went to dinner with them.

Mr. LACKRITZ. And you did tell your brother that you thought he should stay away from this operation since he should be running it?

Miss Woods. I said any operation with the people named. I didn't say "that operation", sir. I want to make sure that the record shows that.

Mr. LACKRITZ. Could you recall the other individuals who were named?

Miss Woods. Yes. There was one who was with IRS.

Mr. LACKRITZ. Is that Mr. Acree?

Miss Woods. No.

Mr. LACKRITZ. Mr. Barth?

Miss Woods. Mr. Barth, I believe is the only other name that I recall.

Mr. LACKRITZ. Do you recall whether Mr. Acree's name was mentioned?

Miss Woods. Not to me.

Mr. LACKRITZ. Was Mr. Ambrose's name mentioned?

Miss WOODS. No, sir, not that I recall.

Mr. LACKRITZ. All right. Going back to your relationship with Mr. Caulfield, had there been any discussions and specifically I am referring to any other discussions at Christmastime, where you have either given to Mr. Caulfield any cash or given Mr. Caulfield cash on behalf of anyone?

Miss WOODS. I have never given Mr. Caulfield any cash.

Mr. LACKRITZ. All right, either from yourself or from any other individual?

Miss WOODS. No.

Mr. LACKRITZ. And was Mr. Caulfield's wife employed in the White House?

Miss WOODS. She was not employed with the White House. She came and volunteered her services. I would have to ask Marge Acker how long she was there. She was never employed in the White House.

Mr. LACKRITZ. And she was not paid for her services?

Miss WOODS. No, she was given a Christmas present.

Mr. LACKRITZ. It was a gift of some kind? It was not money?

Miss WOODS. It might have been a little bit of money out of petty cash but she was not paid for her services.

Mr. LACKRITZ. Well, was this cash that she was given at Christmastime?

Miss WOODS. I believe so, I don't know.

Mr. LACKRITZ. Do you have any idea where that money came from?

Miss WOODS. I am sure it came from petty cash.

Mr. LACKRITZ. Petty cash meaning what?

Miss WOODS. Well, we have so many things we have to pick up, pay for, run out and buy, like maybe I think—I think most Senators, somebody, have things. And we send the valet out to buy maybe a couple of shirts for the President or a tie. We just don't send out checks. So we have a little, not too much.

Mr. LACKRITZ. Do you recall how much cash Mrs. Caulfield was given?

Miss WOODS. No, sir; I do not recall.

Mr. LACKRITZ. Was it more than \$10 or \$20?

Miss WOODS. I would imagine, yes. I would imagine it was maybe \$100 or \$200. I don't know that, but I would guess so because she had worked very hard and very faithfully.

Mr. LACKRITZ. Did you give her the cash or did Mrs. Acker?

Miss WOODS. I don't even know who gave it to her. I think it was in a Christmas card, but who handed it to her, I couldn't tell you that, sir.

Mr. LACKRITZ. All right.

Mr. ARMSTRONG. Can you tell us what year that was? What Christmas?

Miss WOODS. No. I would again have to check that, sir. But there have been a lot of Christmases since. It was probably the Christmas after she worked there and that is why I say I would have to check the months that she worked there.

Mr. LENZNER. Did there come a time when you learned that Newsday was preparing an article, an investigation on Mr. Rebozo?

Miss WOODS. Did there come a time when I learned it?

Mr. LENZNER. Yes, ma'am.

Miss WOODS. Yes; I think someone told me that.

Mr. LENZNER. Was that Mr. Rebozo who would advise you of that or somebody else?

Miss WOODS. I cannot recall whether Mr. Rebozo told me that or Marty Stram, who works for that newspaper. I don't know if that is his name. I think it is his name. They had a whole team of people down there and were interviewing a lot of people. So I don't know whether I heard of it first from him or from one of the reporters.

Mr. LENZNER. And are you aware of any investigation conducted by individuals at the White House to determine what was going to be printed in that newspaper?

Miss WOODS. No, I am not.

Mr. LENZNER. And you are aware of any effort to determine whether the Kennedy Foundation was financing the Newsday article?

Miss WOODS. Heavens, no, I not aware of any effort to find out whether they were financing it or not.

Mr. LENZNER. Well, did Mr. Rebozo ever suggest that to you, that the Kennedy Foundation was behind that article?

Miss WOODS. I don't think so. I don't recall if he did.

Mr. LENZNER. Do you know if any action was taken with regard to any of the reporters that were involved in that investigation and news article?

Miss WOODS. No, sir, I do not.

Mr. LENZNER. You never were aware from information received at the White House that an IRS audit was done on one of the newspaper reporters?

Miss WOODS. No, sir.

Again, I must repeat that would probably, if that sort of thing happened, it would be so far out of any line of my duties that I would not have heard of it or seen of it or known about it. I have tried to say that over and over again.

Mr. LENZNER. Well, are you saying that you never discussed IRS audits with any individuals at the White House?

Miss WOODS. I discussed, as Dean testified, Dr. Kenneth Ryland. I did not really discuss it with him. I asked him if he, Mr. Dean, would give Dr. Ryland some advice as to whether he should hire counsel. Mr. Dean talked with him for a long time, 45 minutes or something, one day. I know nothing about IRS. I don't even make up my own taxes, small as that is, and that is my only discussion on IRS.

Mr. LENZNER. At whose request did you talk with Mr. Dean?

Miss WOODS. At Dr. Ryland's.

Mr. LENZNER. He was in direct contact with you with regard to the IRS investigation?

Miss WOODS. No, sir. Dr. Ryland came to the office, to the White House. Unfortunately I happen to have a bad back problem, like a lot of other people do, and he came down to treat the President, Henry Kissinger, quite a few people, and he treated me. And at that time he said he had this problem and should he get counsel, or what should he do.

And I said, I really don't know. So I called John Dean and said, would you just tell him whether he needs to get counsel or what.

Because, I again, am not an attorney. I know nothing about IRS, and I wasn't going to give him any false advice or let on I knew more than I did.

Mr. LENZNER. Did you request Mr. Dean contact anybody at IRS?

Miss WOODS. I asked Mr. Dean to talk with Dr. Ryland.

Mr. LENZNER. But, in addition to that, did you also ask him to contact anybody at the Internal Revenue Service?

Miss WOODS. No, sir.

Mr. LENZNER. Did you talk with Mr. Dean on more than one occasion about that problem?

Miss WOODS. I asked him one time, I think after, whether he had heard anything when Dr. Ryland came back down because he had not gotten any word or something. That is all. I asked if he had heard anything, and I think he said—I don't know whether he said it was at Justice or what. And that is all I know about it.

Mr. LENZNER. Well, when you asked him if he had gotten any word, did you ask him specifically to inquire at the Department of Justice or the Internal Revenue Service with regard to the investigation?

Miss WOODS. No, sir. I think he was an attorney and would know where to ask. I wouldn't—if I had to start checking my own IRS case, I wouldn't know where to go except to the people who prepared my taxes.

Mr. LENZNER. Did you ever talk with Mr. Barth or any other IRS employees with regard to tax audits?

Miss WOODS. No, sir.

Mr. LENZNER. Were you aware that Mr. Barth transmitted certain information from the IRS to Mr. Ehrlichman and other employees at the White House on individual tax audits?

Miss WOODS. No, sir, I was not. I never had anything to do with Mr. Ehrlichman's or anybody else's office, only my own.

Mr. LENZNER. Did you ever become aware that there was a tax audit being conducted on Mr. Larry O'Brien?

Miss WOODS. No, sir.

Mr. LENZNER. Did Mr. Rebozo ever mention to you that he had discussed with the President the retainer of Mr. O'Brien at the Hughes Tool Co.?

Miss WOODS. I don't believe so. Mr. Rebozo would not be in the habit of discussing with me what his conversations would be with the President or John Ehrlichman or General Haig or anybody else. Again, if he talked with one person in the White House about something or if you did or anyone else, there would be no need to tell me, too.

Mr. LENZNER. Did he ever tell you that he was aware of the fact that Mr. O'Brien had a six figure retainer from the Hughes Tool Co.

Miss WOODS. I don't believe so because I don't think I knew he did.

Senator BAKER. Could I interrupt just a minute?

It is 5 minutes to 2 and I understand we are going to have a vote at 2 o'clock, which is probably going to be at least the last vote of the day.

Can I inquire about how much longer you expect to go?

Mr. THOMPSON. Off the record.

[Discussion off the record.]

Mr. LENZNER. Miss Woods, did you know an individual by the name of Lou Russell?

Miss WOODS. I met him once. He came into the office to say that he worked on the committee—what was his committee? He was an investigator for the committee, which investigated—well, his committee. What was the name of that committee? Anyone know? House Un-American Activities Committee. And he called and said that he was completely down and out, that he had been an alcoholic. He related a sad story about all of the unhappiness he had gone through and would I try to give him a job. And I did what I do with anyone else who comes in and asks for a job. I sent a memo saying that this man said he was now reformed, a reformed alcoholic and had not had a drink in I can't remember how many months or something, and I just forwarded that to whoever was handling personnel at that point. Right now it could be Jerry Jones, but I don't know whether that was Fred Malek at that time or who.

Mr. LENZNER. Do you recall how Mr. Russell arrived to meet with you, how that was set up?

Miss WOODS. Vaguely. He wanted to see the President. And because he had been an investigator on an old committee that the President had worked on and someone who was obviously very down on his luck—and I usually get that sort of case, which we can do nothing about—and that was the only time that I had ever seen or talked with Mr. Russell.

Mr. LENZNER. And so you had no discussions with regard to Mr. Russell with any other employee at the White House?

Miss WOODS. No, sir. Whoever I sent the memo to or called or just whoever was handling personnel, since there was no one I can hire except the three girls in my office.

Mr. LENZNER. And nobody specifically asked you to see this particular individual?

Miss WOODS. I believe if I told the President that he was calling and calling and calling, he would ask me to see him just to talk with him for old times' sake, which is as I say—well, I get this all of the time. After the 1972 campaign and the 1968 campaign, too, I had some very sad people who have come in who are either too old for the jobs they want or not qualified and the personnel people don't want to talk to them, yet they have been friends and supporters over the years. And maybe I am sort of a soft touch or something like that, but I can't turn those people down. You have to talk with them for a few minutes and see if there is any way you can help.

Mr. LENZNER. And did Mr. Russell indicate what kind of job he wanted?

Miss WOODS. No; I think at that time he wanted any kind of a job.

Mr. LENZNER. Well, first let me ask you this. Do you recall when that interview was with him? Was it before the election of 1972?

Miss WOODS. Oh, I'm sure it hasn't been since, so it had to be before then.

Mr. LENZNER. Did you later learn that he, in fact, had been employed by Mr. McCord?

Miss WOODS. No, sir; I did not until I read in the paper that he was, and now I think he is dead as a matter of fact. Isn't that right?

Mr. LENZNER. Did he indicate to you that he was particularly looking for a campaign job for the campaign of 1972?

Miss WOODS. No, sir. He just wanted a job. At least what he told me was that he wanted a job because he had really worked hard to get himself straightened out. I remember this because I felt so sorry for the man. He looked awful.

Mr. LENZNER. Miss Woods, did you learn of an effort by the White House, particularly Mr. Caulfield, to determine the relationship between Mr. Larry O'Brien and an individual named Robert Maheu?

Miss WOODS. No, sir.

Mr. LENZNER. When you talked to Mr. Russell, did he indicate that he had been previously employed by Mr. Robert Maheu here in Washington, D.C.?

Miss WOODS. I do not have the slightest idea. He gave me some sort of a form that I forwarded on. Again I say, I talked with him only out of sympathy. I do not remember what the form said, who he worked for or anything. At that point he was really sort of begging for a job. I hate to say that because the man is dead. I have to tell you that.

Mr. LENZNER. Do you remember any effort on behalf of Mr. Caulfield or others to obtain information and investigate the circumstances surrounding the accident at Chappaquiddick?

Miss WOODS. No, sir, I do not.

Mr. LENZNER. You were not aware that information was coming in, then, from someone who was up there on behalf of the White House?

Miss WOODS. At Chappaquiddick?

Mr. LENZNER. Yes.

Miss WOODS. No, sir. If they were getting that, again, it would not be something that would come to me.

Mr. LENZNER. Did you ever learn of an effort to conduct investigations on Senator Kennedy and other political and congressional figures by Mr. Caulfield or others in the White House?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Miss Woods, were you aware of any incidents in which the President loaned Mr. Russell any sum of money?

Miss WOODS. No, sir.

Mr. LACKRITZ. To follow up on the question that Mr. Lenzner just asked, I take it if you were not aware of any investigations in the White House that you had no knowledge of the request to Mr. Caulfield that Senator Kennedy be placed under 24-hour surveillance.

Miss WOODS. That is correct, sir.

Mr. THOMPSON. Would you state whether or not the conversation you had with Mr. Russell was before or after the Watergate break-in?

Miss WOODS. I stated that I do not remember when I talked to him. I sure—I would have to check with the personnel office where I sent the papers. My recollection would be I would think it was

quite a while before that. Again, I would have to check when I had sent his papers down.

Mr. THOMPSON. You do not recall him mentioning to you any relationship he had with James McCord?

Miss Woods. Sadly, he was just begging for a job at that time. I would think he did not have a job with McCord. I do not know.

Mr. LENZNER. I would suggest if we can, perhaps we can have the date of the materials referred over to the employment office added to the record at a later time and leave the record open for that, if that is agreeable with Mr. Rhyne.

Mr. ARMSTRONG. You mentioned previously, Miss Woods, that it was not Mr. Rebozo's habit to talk to you.

Miss Woods. I am sorry, I did not hear the start of your question.

Mr. ARMSTRONG. You testified previously, I believe, that it was not Mr. Rebozo's habit to discuss his conversations with the President with you. He would not mention to you his conversations with the President.

Miss Woods. That is right, sir. I think that he, like most of us—he is a personal friend of the President. I do not discuss my conversations with the President with anyone. I think most people do not. Mr. Rebozo would not discuss a conversation with the President unless the President said, "Tell Rose," you know, "We ought to get so and so in for dinner," some such thing like that, nothing else.

Mr. ARMSTRONG. If Mr. Rebozo and the President were not in the same town, in the same location, say the President is here and Mr. Rebozo is in Key Biscayne, how does he communicate with the President?

Miss Woods. He does not often communicate with him, sir. He is a very good friend. After a speech or something like that he calls and asks for me, or he might talk to Julie or Tricia or even Mrs. Nixon to pass on his congratulations, to say something about his speech. I don't handle the phone calls coming in. I would doubt Mr. Rebozo calls him personally very often at all. I think they see each other, you know, when he comes up here to go to Camp David or be at the house, or when the President is in Key Biscayne. I do not believe they have very much telephone conversation. I do not handle those incoming calls.

Mr. ARMSTRONG. Is it not true that Mr. Rebozo usually communicates to the President through you when he calls by phone?

Miss Woods. If he has a message to pass on, again about a speech or something. He does not talk that much to me except to see how things are going and how everybody is. It is not like a daily or a set conversation.

Mr. ARMSTRONG. Incidentally, are you aware of the presence of a White House phone in Mr. Rebozo's office in his bank?

Miss Woods. No, sir, I am not.

Mr. ARMSTRONG. Are you aware of the presence of such a phone in his home?

Miss Woods. No, sir, I am not. I do not really know. When I am in Key Biscayne, I do not believe I have been in Mr. Rebozo's home for a long time. When I go over, I am at the residence of the President and Mrs. Nixon for maybe a while, and live over at the Key

Biscayne Hotel. That, you would have to ask, I suppose, the Technical Service Division or the White House operator.

Mr. ARMSTRONG. When you call Mr. Rebozo, how do you reach him?

Miss WOODS. The same way I do everybody else. I pick up the phone and ask the operator to get him.

Mr. ARMSTRONG. It does not make any difference whether the person has a White House phone?

Miss WOODS. No, sir.

Mr. ARMSTRONG. They are instructed how to reach people.

Miss WOODS. That is right. As a matter of fact, they are probably the best people in the world on telephones. They can find someone no matter where they are. Actually, it saves an awful lot of time to just pick up the phone and say, would you please get Mr. Rebozo, or if I wanted you, as I mentioned this morning, I called up here to leave word, to leave messages for him and talked to Mr. Thompson. I just asked the White House operator to reach Mr. Thompson. I do that with everyone, simply to save my own time. That is what they are there for.

Mr. ARMSTRONG. Miss Woods, are you aware of any income which the President received from January 1, 1969, to the present, which was not disclosed on his tax returns?

Miss WOODS. No, I do not know. I think everybody else has looked at the tax returns. No, sir, I'm not aware of any income he received which was not disclosed on his tax returns.

Mr. ARMSTRONG. Have you heard that there is such income?

Miss WOODS. No, I have not heard.

Mr. ARMSTRONG. You are quite sure of that?

Miss WOODS. I am quite sure that I have not heard that, sir.

Mr. ARMSTRONG. Other than the tapes that you have testified about in Judge Sirica's court, excluding those tapes, are there any other tapes, so-called recordings of Presidential conversations that you have listened to?

Miss WOODS. That I have listened to?

Mr. ARMSTRONG. Yes, ma'am.

Miss WOODS. No, sir. I have from time to time, I think I have said when he has dictated part of a speech and maybe there are two or three at a time and there are suggestions of different speech writers, I have not only listened but helped to type, if there are three or four of them that might come in, if he is working very hard, maybe in the middle of the night he gets ideas for a speech.

I think your question was to just listen. My answer to that would be no, sir.

Mr. ARMSTRONG. I am assuming if it is transcribed you have to listen.

Miss WOODS. Yes, sir.

Mr. ARMSTRONG. I am not referring to dictabelts. I am referring to the Presidential taping system.

Miss WOODS. When he dictates—I am sorry. If you are talking about tapes, no, sir.

Mr. ARMSTRONG. Of the tapes that are the product of the so-called Presidential taping system—

Miss WOODS. Yes.

Mr. ARMSTRONG. Other than those that you have testified about in Judge Sirica's court, are there any other tapes that you have listened to?

Miss WOODS. No, sir, there are not.

Mr. ARMSTRONG. Have you testified then previous—you do not have to repeat your testimony about the last time that you listened to such a tape—since you have testified about listening to tapes, have you listened to a tape again?

Miss WOODS. No, because they were all done by the time I testified. I am sorry.

Mr. CHARLES RHYNE. I am assuming you are inquiring as to her testimony in Judge Sirica's court before the grand jury.

Mr. ARMSTRONG. I am excluding testimony. We are not asking for any repeat of testimony, either in court or before the grand jury. I am saying other than conversations that were testified therein, are there any others that she has listened to?

Mr. CHARLES RHYNE. Presidential tapes recorded in the Oval Office of the Executive Office Building?

Mr. ARMSTRONG. Or any other building, but as part of that system. I understand there's a system on several phones; there is a phone in the residence and a phone in the Aspen cabin in Camp David that was also recording those conversations. That is what I am referring to, is the Presidential taping system.

Mr. CHARLES RHYNE. I understood that there would be no questions here with respect to any matter that was before the grand jury. Are you going into that?

Mr. ARMSTRONG. I am not asking about those tapes which were subpoenaed by the Special Prosecutor. I am not even familiar with the present subpoena, the tapes previously subpoenaed that were turned over and about which Miss Woods testified. I am only asking about other tapes. I am asking it in light of the fact that we have subpoenaed a number of tapes and we have a court case pending.

Mr. CHARLES RHYNE. I would not think she would know what you have subpoenaed and what you have not.

Mr. ARMSTRONG. I'm asking about tapes other than those that she testified about.

Senator BAKER. Why not start over because I am at a disadvantage.

Mr. CHARLES RHYNE. I think it would be a lot better if we did start over.

Senator BAKER. How about starting over.

Mr. ARMSTRONG. About the tapes from the Presidential taping system.

Miss WOODS. Other than the tapes—you are confusing me.

Mr. ARMSTRONG. Have you listened to any tapes from the Presidential taping system other than those tapes about which you have testified in Judge Sirica's court?

Miss WOODS. No, sir.

Mr. ARMSTRONG. Have you at any time listened to a tape from the Presidential taping system and heard a conversation between Mr. Rebozo and the President?

Miss Woods. No, sir.

Mr. LENZNER. Have you ever had any occasion to talk to Mr. Rebozo with regard to the erasure of the tape that you have testified about?

Miss Woods. To talk with Mr. Rebozo about it?

Mr. LENZNER. Yes. Have you ever discussed that with Mr. Rebozo?

Mr. CHARLES RHYNE. I really understood that this hearing did not involve in any way any of the tapes that she had listened to.

Mr. LENZNER. I am not talking about the tapes, Mr. Rhyne. I'm asking for a yes or no as to whether she ever discussed the question of the erasure of the tape with Mr. Rebozo. I am not asking for substantive information about the tape, and I am not going to. I am simply asking her if she discussed that question with Mr. Rebozo.

If she says yes, I may ask her what she said. I am not going into the subject.

Mr. CHARLES RHYNE. She is under an order from Judge Sirica which prohibits her from talking about any of the tapes that are pending before him in any way. Without being in contempt of court, there is no way she can answer your question.

Mr. LENZNER. Let's see if I can rephrase it.

What I would like to know is simply yes or no at this point. Let's hold the other questions.

Has Miss Woods ever discussed with Mr. Rebozo on any occasion the question of the erasure of the tape that Miss Woods has previously testified about?

I am just asking for a yes or a no on that.

Mr. CHARLES RHYNE. You are asking her to testify with respect to testimony that has been given to the grand jury and to Judge Sirica. My understanding of Judge Sirica's silence order is that neither she nor anyone connected with that proceeding is allowed to testify on the subject, or to say anything on the subject.

Mr. LENZNER. I am not asking what she heard.

Let me ask this. Has there been testimony in court or before the grand jury with regard to conversations with Mr. Rebozo?

Mr. CHARLES RHYNE. No, there has not, but the silence order of Judge Sirica, I have been very, very careful because there have been so many leaks to the press from others, that we do not discuss it or mention it in any way, so that we are prohibited from doing it.

Mr. LENZNER. If it was not discussed before the grand jury, I cannot see how that could be a problem. I am not asking what she discussed before the grand jury. I am simply asking whether she discussed that issue at any time with Mr. Rebozo.

Senator BAKER. They are one and the same question. That is the point that I am concerned with at the moment. It could have been discussed, hypothetically, with Mr. Rebozo and also discussed before the grand jury. If you can get a separation of those two, that is, it was discussed with Mr. Rebozo, but she did not give testimony before the grand jury, and that it did not involve the tapes, to the

extent that Judge Sirica imposed his silence order, then I think your question is competent.

Miss WOODS. I am certainly willing to answer the question.

Senator BAKER. That is the simplest way. Otherwise, we are going to end up with the necessity for certifying it to the committee for a ruling. It would be much easier.

Mr. CHARLES RHYNE. I did want to, for her protection and mine, raise this question of the violation of Judge Sirica's silence order. I have no objection to her answering it.

Senator BAKER. In that respect, I wonder whether it would not be to your client's best interest if I instructed the witness to answer?

Mr. CHARLES RHYNE. Pardon?

Senator BAKER. Would it not be in your client's best interest to have the record show that I instruct the witness to answer?

Mr. CHARLES RHYNE. It is perfectly all right. There is no reluctance on her part to answer. We are in a very delicate situation.

Senator BAKER. So she is not intentionally violating any order of the Judge, and if I interpose this committee's instruction to the witness to answer, that certainly would be taken account of.

Miss WOODS. Your question is have I ever discussed the tape?

Mr. LENZNER. The erasure.

Miss WOODS. I do not call it an erasure.

A gap—a gap, if you do not mind. I have never discussed it unless I made some offhand comment about some lousy cartoon in the newspaper or something like that. I have never discussed it as such with Mr. Rebozo.

Mr. LENZNER. May I confer with Senator Baker?

[Discussion off the record.]

Mr. LENZNER. Did you ever make the statement to Mr. Rebozo, Miss Woods, to the effect of saying that you had erased the tape in question?

Senator BAKER. Before the witness answers, she may wish to confer with counsel, in view of her previous testimony before the grand jury and the silence order, or for other reasons.

Mr. CHARLES RHYNE. I say all of this is in violation of the silence order, but I will not object to her answering it, because I think having raised it in this context, after stating to us that it would not be raised here in any way, it is absolutely necessary that she answer it.

Senator BAKER. Under those circumstances, and Senator Inouye agrees with me, the only thing we can do is protect the witness by instructing her to answer by authority of the committee.

Miss WOODS. Would you repeat the question?

Mr. LENZNER. Did you ever make the statement to Mr. Rebozo in effect that you had told the President—let me withdraw that—that you had in fact erased the tape?

Miss WOODS. No, sir. I never made that statement to anyone; I have never called it an erasure. If I may again put the word "gap" in there.

Mr. LENZNER. That is all the questions I have, sir.

Thank you, Senator.

Senator BAKER. Are there any other questions?

Mr. SCHULTZ. I have one.

Did you ever express to Mr. Rebozo your concern that you might have been responsible for the tape gap?

Miss Woods. I might have expressed concern as I did in my public testimony, which everyone has read, that I might have been responsible for 4 or 4½ minutes of it. I might have done that. It would not have been a discussion.

Senator BAKER. Are there other questions?

Mr. LACKRITZ. I have just two quick questions.

Miss Woods, did you have any knowledge of any role played by either Mr. F. Donald Nixon or Mr. John Meier in an attempt by the Hughes Tool Co. to deliver a contribution of \$50,000 to the Nixon campaign in 1968?

Miss Woods. No, sir.

Mr. LACKRITZ. Did you have any knowledge of the alleged surveillance of F. Donald Nixon during the first administration, either electronic or physical?

Miss Woods. No, sir. I read about that in the paper.

Mr. LACKRITZ. You had no knowledge of that?

Miss Woods. No knowledge at all.

Mr. LACKRITZ. Thank you, Senator.

Senator BAKER. Are there any other questions?

Mr. ARMSTRONG. One last one.

Miss Woods, are you aware of any instruction to any employees of the White House or any military aides not to record any individuals or events on the Presidential daily diary, the documents which go to make up that daily diary?

Miss Woods. No, sir. I think I testified to that on February 20. I have nothing to do in making the Presidential diary. I am in an office where I do not see people walk by. I would be unable to be the one to keep the log or diary or whatever it is called. So the instruction did not come to me because it would not be my job.

Mr. ARMSTRONG. You are not aware of any other instruction to any other person?

Miss Woods. No. I am not. You say there is one, but I do not know.

Mr. ARMSTRONG. You are not aware of it.

Miss Woods. No, sir.

Senator BAKER. Thank you very much. You have been very patient, very cooperative, and we are grateful. Thank you.

Miss Woods. Thank you, Senator.

[Whereupon, at 2:30 p.m., the hearing in the above-entitled matter adjourned.]

MATERIAL SUBMITTED FOR THE RECORD

RHYNE & RHYNE

400 HILL BUILDING

WASHINGTON, D. C. 20006

(202) 347-7992

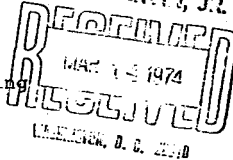
CHARLES S. RHYNE
COURTS OULAHAN
ALFRED J. TIGHE, JR.
DAVID M. DIXON
ROBERT H. CULP
T. HAROLD SCOTT
ABE J. ROSENBLEET
R. COLETTE MCKENNA
TERENCE L. OGDEN
DENIS D. MCKENNA
EDWARD W. HUNEKE

CABLE ADDRESS
CHASRHYNE

March 14, 1975

SAM J. ERVIN, JR.

The Honorable Sam J. Ervin
Senate Watergate Committee
Room G-308
Dirkson Senate Office Building
Washington, D.C. 20510



Dear Senator Ervin:

I most respectfully request that you withdraw the Subpoena which has apparently been issued in your name to my client Miss Rose Mary Woods. I make this request for the following reasons:

1. Your Counsel, Mr. Lenzner has stated the reason for the Subpoena is to have Miss Woods repeat under oath the answers given to questions put to her by five of your lawyers on February 20, 1974. I attach the 80 page transcript of questions and answers plus an affidavit by Miss Woods attesting to the truthfulness of her answers on that occasion. Since her answers are now under oath, there is therefore no reason to have Miss Woods appear to repeat the answers and to require her to appear would be harrassment for no useful purpose.

2. Rule 12 of your Committee has been violated by statements to the Press about this Subpoena. Prior to the February 20, 1974 questioning of my Client, this Rule was also violated as is shown by the enclosed news clippings.

3. Mr. Scott Armstrong of your staff has stated that the reason for the Subpoena is Miss Woods' "memory may improve when she is required to answer questions under oath." As you well recognize, this is a very serious matter and Miss Woods is considering appropriate action.

4. According to the Press, you have fixed the time of tomorrow at 12:00 Noon for Miss Woods to appear before you. This time would prevent my Client from performing her duty of accompanying the President on his announced schedule for that day. My Client has most cooperatively answered questions by this Committee, in Court and in depositions. It seems that the usual courtesy extended to others has not been extended to her. I urge that you respect her and her duties and responsibilities by at least agreeing to a convenient time if you insist she must appear before you.

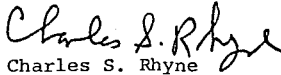
The Honorable Sam J. Ervin
March 14, 1974
Page Two

5. An examination of the transcript of the February 20, 1974 interview indicates that Miss Woods had no knowledge of the subjects of questioning, beyond that reflected in her letter to Mr. Bartlett of IRS, dated October 18, 1973, a copy of which was forwarded to the Committee, staff in December, 1973. Miss Woods' answers were fully responsive to all questions. The questions, however, were redundant and continued to deal with topics of which Miss Woods has explained she had no knowledge. It is clear that the staff has questioned Miss Woods fully and that additional proposed questioning can only be repetitive.

I again urge most sincerely that repetition of the information given by her on February 20, 1974 would harass Miss Woods without useful purpose. Such harassment, I am confident, is not the desire of the members of the Committee so I repeat my request that the issuance of the Subpoena be reconsidered and recalled.

If you reject this request, I ask additionally that you accord Miss Woods the courtesy you have extended to other witnesses and vacate the time of 12 Noon tomorrow and allow for an agreed upon time for her appearance before you.

Respectfully yours,


Charles S. Rhyne

CSR:hms

Enclosures

cc: Samuel Dash, Esquire/w/encl.
Fred D. Thompson/w/encl.

March 14, 1974

Mr. Charles S. Rhyne
Rhyne & Rhyne
400 Hill Building
Washington, D.C. 20006

Dear Mr. Rhyne:

I have received your letter of March 14th with enclosures requesting that I withdraw the subpoena which I signed on behalf of the Committee for the appearance of Miss Rose Mary Woods at an executive session on Friday, March 15, 1974.

It is my understanding that you refused to accept service of the subpoena for your client and that the U.S. Marshall's office had not been able to serve the subpoena on Miss Woods.

It would seem proper that before requesting any action by the Committee on this subpoena you should at least, have your client submit to the lawful process of the Committee.

Our Chief Counsel, Mr. Dash informs me that the staff was not able to complete the questioning of Miss Woods during the two hour period you allowed them. Also, the transcript you submitted is not an official transcript recognized by this Committee which uses official reporters for executive sessions of the Committee. The Committee was unanimous in its vote to subpoena Miss Woods and since it is necessary for the Committee to obtain her full testimony in matters relevant to our resolution, under oath in executive session, I cannot in the interest of the Committee's responsibilities withdraw the subpoena.

However, we have always been willing to work with counsel for a witness to arrange a convenient date. Mr. Dash informs me that he will work out such a date with you after you have either accepted service on her behalf or arranged to have her accept service. I must

Mr. Charles S. Rhyne

March 14, 1974

Page 2

stress however, that we cannot postpone Miss Wood's appearance in executive session for more than several days, since it is imperative that this Committee complete its investigation and prepare its report.

Sincerely,

Sam J. Ervin, Jr.
Chairman

AFFIDAVIT

U.S. 3/15/74

I, Rose Mary Woods, having been duly sworn do state upon oath that I have read the attached 80 pages of my answers to questions put by the Staff of the Senate Watergate Committee on February 20, 1974, and that my answers set forth true facts to the best of my information and belief.

Rose Mary Woods
Rose Mary Woods

Subscribed to before me this 14th day of March, 1974

Daphne G. Zimmer
Daphne G. Zimmer
Notary Public, D.C.

My Commission Expires March 31, 1977

QUESTIONS AND ANSWERS OF ROSE MARY WOODS,
FEBRUARY 20, 1974, 10:30 AM

Present: Rose Mary Woods; Charles Rhyne; William Rhyne; Samuel Dash, counsel of the committee; Richard Schultz, assistant minority counsel; Donald G. Sanders, deputy minority counsel; R. Scott Armstrong, investigator, majority; Terry Lenzner, assistant chief counsel; and Marge Acker.

DASH. I can assure you as much as humanly possible not a word of this interview will be out.

RHYNE. The reporter for the Chicago paper clearly did his story after our conversation a few days ago.

DASH. I can assure you any notes that come out of this today we are going to pull together and put in a safe except any matters of assistance to us. I think it will be in your interest that we have a much more accurate statement being taken here. We will have just one copy and I will put it in my safe and seal it. This has nothing to do also with Judge Sirica—an interview with you under the rules of our Committee should not be made public. On a number of occasions like this meeting we had a meeting with a member of the White House staff—Mr. Ziegler, for example—and there has been no mention of that. We will take extra special caution.

RHYNE. I think Miss Woods should read the statement I just gave Counsel. I think that ought to be in there—I have given this to them as covering the order of Judge Sirica, of yesterday. I don't have the order—it has been sealed—it is not typed up. We are not to talk to anybody about anything.

[Copy of statement follows:]

"February 20, 1974

"We are under Court order as Counsel to Rose Mary Woods, that all Watergate and related matters are now subjects of Grand Jury investigation and we and our client are not to discuss these with any person.

"We promised to produce Rose Mary Woods and we are keeping that promise since Mr. Dash has advised that the Senate Watergate Committee has voted unanimously to Subpoena her into an Executive Session before a Senator for interrogation if she fails or refuses to appear for this interrogation.

"We hereby put you as lawyers and officers of the Court on Notice of the Court Silence Order of yesterday, and through you, the Senators who sent you to do this interrogation. Any violation of the Court's Silence Order through this interrogation is your responsibility and that of the members of the Senate Watergate Committee.

"We will not make any comment on this interrogation—if you now conduct it—to anyone at anytime. We believe that this interrogation and the fact of its having taken place should be absolutely confidential. Any comment you make will be on your own responsibility and through you, that of the members of the Senate Watergate Committee."

DASH. In order to expedite I don't want this meeting to go on too long.

RHYNE. Can I just know who is here?

[Sam Dash, chief counsel; Richard Schultz, minority staff; Donald Sanders, minority staff; Scott Armstrong, majority staff; Terry Lenzner, majority staff.]

DASH. I am asking Terry to ask the questions.

RHYNE. I have no objection to anyone asking any questions at all.

DASH. I don't feel this should be everybody asking a lot of questions.

RHYNE. I certainly agree with you on that and I would like to expedite.

LENZNER. One point I would like to mention—you perhaps are not aware of—we have been seeking to talk with Mrs. Acker also.

RHYNE. I was aware of that.

LENZNER. We don't want to do that today whereas she will obviously be interrogated later—will be a question of Miss Woods for background information—I know you are living on Virginia Avenue—how long have you lived there?

WOODS. Since January 20, 1969.

LENZNER. What is your phone number at that address?

WOODS. I have two White House phones there—I give no one my private line—that includes anyone.

LENZNER. Not your private line.

WOODS. I don't think anyone should have that because I have gotten calls at 2 or 3 in the morning—I work too hard to have that—to have kooky calls—I don't give my number to anyone but my family. I have a White House phone and a signal phone.

LENZNER. A regular C & P Phone?

WOODS. One number that is my own private number.

LENZNER. White House numbers?

WOODS. It is an extension of the White House board—I don't know the extension number. You pick up the phone and the operator answers.

LENZNER. Do you use a telephone credit card?

WOODS. No I never do.

LENZNER. When you are in San Clemente where do you usually stay?

WOODS. Different places almost each time—when we first went out there was a place called the Laguna Lido—I guess that was sold out and now—once in a while I stay at the San Clemente Inn—other times a little house close by for rent—just wherever you can—it depends on the season what you can get.

LENZNER. You rent the house you stay in?

WOODS. Sure.

LENZNER. What about Key Biscayne?

WOODS. Usually at the Key Biscayne Hotel or one of the villas.

LENZNER. One of Mr. Rebozo's villas?

WOODS. As far as I know Mr. Rebozo does not have a villa—there are probably 100 or so villas at the Hotel.

LENZNER. You have not used Mr. Rebozo's accommodations when in Key Biscayne?

WOODS. No—every time I have been in Key Biscayne Mr. Rebozo has been using them and we have not taken up sharing the same house.

LENZNER. He has a house I think the bank owns. Do you have a special phone at Camp David?

WOODS. No.

LENZNER. Do you always stay in the same cabin?

WOODS. Not always—when it is available I stay at Dogwood which is closest—I have stayed in several others—they are all named after trees.

LENZNER. That is OK—you don't have a special phone number?

WOODS. No—there is a signal board or Camp David switchboard.

LENZNER. Briefly describe your duties as Executive Assistant to the President.

WOODS. I am Executive Assistant and Personal Secretary—that encompasses a little bit of everything and a lot of work—I have worked for him 23 years February 1—the duties encompass all kinds of things—hundreds of letters each day I have to check to see if they are OK for his signature—he does not have time to check to see whether they are for somebody he knows and for instance if I left the staff and wrote a letter in and got a letter back addressed Dear Miss Woods I would be insulted. I know most of the people he knows—I check the letters to see that they are addressed properly—to see when it is a close friend—to see that the draft or final form is applicable to the subject matter.

LENZNER. So all correspondence, personal and business, would be cleared through you?

WOODS. Personal correspondence—not if it is a Domestic Council thing or if it comes from NSC—those probably are taken in many times by persons involved into him—I do not check those—they are strictly business letters. We handle all picture requests—they come in to our office on 3 x 5 cards with the person's name who is requesting an autographed picture for someone—we have to keep lists of people for dinners, for after dinner entertainment, for church—we keep lists of Democrats for Nixon, lawyers for Nixon, doctors for Nixon—the President and Mrs. Nixon asked when we first went in in 1969 that we get as many different people from around the country as possible into the White House instead of the same people all over again—it is a thrill to go but it is not if you are a repeat all the time. I get an awful lot of mail on my own.

DASH. More recently I bet.

WOODS. I always have but more recently—I have gotten thousands of letters.

LENZNER. Do you have specific political responsibilities?

WOODS. No.

LENZNER. Responsibilities in the financial contribution area?

WOODS. No.

LENZNER. No responsibility there at all?

WOODS. No.

LENZNER. You have been testifying so much lately it must be confusing—I had understood that one of the lists of financial contributors was maintained by you.

WOODS. It was not maintained by me. I received, as I have over the years, at the end of a campaign or at different times—lists of contributors, athletes, stars, Democrats for Nixon, lawyers for Nixon, doctors for Nixon, ethnics for Nixon, Blacks for Nixon, etc., everybody to be considered for dinners, church and any other social event. I have nothing whatever to do with compiling them because I would have no way of knowing who they were—I have nothing to do with the financial end.

LENZNER. How did you get the information on the contributions?

WOODS. When are you talking about?

LENZNER. You kept them for 1968 and 1972 campaigns?

WOODS. We get lists after any campaign of people to be considered.

LENZNER. Let's say 1972.

WOODS. That would be Mr. Stans, the Finance Chairman.

LENZNER. How would the information be forwarded?

WOODS. One list may have come by messenger, Mr. Stans may have brought one list—how we got the copy of the one that went to GAO I don't know.

LENZNER. Mr. Stans knew you were to be given a list so you could then have names for these functions?

WOODS. For those functions and he thought they were important for history maybe—for the records.

LENZNER. It sounds like you got them in bits and pieces for the 1972 campaign.

WOODS. I had received one list of contributors latter part of April, probably sent to office by messenger. As I am sure you all have read I also received one which was delivered to me by Mr. Stans the latter part of June which got called Rose Mary's baby. Then we got a list in November—from Mr. Talmadge who was Mr. Stans', I think, Administrative Assistant or something—we wanted some suggestions for dinners that were coming up right away. Then we got the big final list.

LENZNER. After the election?

WOODS. Yes—I don't know—probably after the first of the year.

LENZNER. The list Mr. Talmadge sent over—do you still have a copy of that list?

WOODS. I imagine so.

LENZNER. Have you been able to produce that for any other bodies?

WOODS. It is one memo with a few pages attached—I have shown it to someone—I have not produced it.

RHYNE. I think you gave it to the Common Cause people.

WOODS. No—not Common Cause—they started the Rose Mary's baby talk—it was Rayhill.

DASH. That is the case in New York.

WOODS. I have been questioned by so many different things—you cannot remember like that memo—I call it the Rayhill one.

LENZNER. How did that list differ—we have not seen it—from the other two lists you got?

WOODS. We obviously must not have had the long list or we asked for it—the memo says something as per your conversation with Mr. Stans—I told him we had 3 or 4 dinners coming up—and asked whether they had some special suggestions.

LENZNER. Did it show amounts?

WOODS. No it did not show the amounts—it was just the name and address and probably whether it was Mr. and Mrs.—we were having, I think, two state type dinners and two stag dinners.

LENZNER. What time frame was this?

WOODS. I think it must—I am guessing now—the list was delivered in November but we didn't have the dinners until after the Inauguration—I think February and March.

LENZNER. Then when did you get the big list?

WOODS. I really don't know—it was not delivered to me personally.

LENZNER. You maintain those in a file?

WOODS. They are just there—we would go through that list—particularly for a church list or after dinner guests or an evening at the White House—for people in Washington because we don't invite people to travel a long way to come for a Sunday morning or for an event which does not include dinner so we try to get people from the Hill and people who live in town—we take a few from each category for each dinner.

LENZNER. Were the lists ever updated—any new information added at any particular time to those lists?

WOODS. I think we may have gotten a change saying some names were left off or some put on—like they had included staff and they would not have been included as contributors—I believe that is true.

LENZNER. Did you ever add any name or anyone on your staff add any name?

WOODS. To my knowledge no—I would have no information on that—during the campaign if some old friends sent a check through me I merely just sent them over to the Finance Committee.

LENZNER. You never kept a record of what went through your office?

WOODS. Probably there may be a copy of a record of what was forwarded.

LENZNER. You would not have added that name to the list?

WOODS. No—that is not my business—that is the Finance Committee's business.

LENZNER. Did you get information on contributors from Mr. Kalmbach?

WOODS. I don't think so.

LENZNER. Or Mr. Sloan?

WOODS. I don't recall.

LENZNER. Mr. Colson?

WOODS. I don't know that he would know any—he might offer as, would probably about 20 people in the White House, lists of suggested names for events—Bob Brown sent in the names of blacks—the minority people—we get lists from the State Department—NSC have added names, etc.

LENZNER. You did not add those to the contributors list?

WOODS. I don't add anything to the contributors lists.

LENZNER. It was brought to my attention that this morning Jack Anderson had a four column list called Alpha 4—do you know what that refers to?

WOODS. I have never heard of it—the only list I know that I got was the one that was subpoenaed which they called Rose Mary's Baby—I don't recall anything with Alpha 4—and I never read Jack Anderson. Alpha 4—I have never heard the expression.

LENZNER. You have never heard of that?

WOODS. No.

LENZNER. Did Jack Gleason ever suggest any names of contributors during the 1972 election period?

WOODS. Not to my recollection.

LENZNER. This I believe is a copy of one of the lists given to you—indicating Mr. Howard Hughes for 16,000 dollars.

WOODS. I could not tell you—the one list had amounts on it.

DASH. This is a copy of the full list that we received from the White House.

LENZNER. Can you identify that?

WOODS. I would have to look at my own list—we have some by states—I don't have any interest in how much anyone gives—I would have to look at my own list to identify this as a copy of the list as I have it—the one list Mr. Stans gave me was by states.

LENZNER. One list had the amounts?

WOODS. The big book we have—that we use for our dinner selections has no amounts on it.

LENZNER. What was the first list used for?

WOODS. It was sent in the event we were going to entertain—but during the campaign months there was very little White House entertaining and so we did not use the early lists.

DASH. What this is, as I understand, at our request Mr. Buzhardt at one point sent us a copy of the long list—the one that was identified as Rose Mary's baby.

WOODS. We should have that so I can see if it is from that list.

LENZNER. Was that list with amounts on it ever given into the hands of other individuals?

WOODS. Not to my knowledge.

LENZNER. Never requested from anyone else in the White House?

WOODS. It may have gone into Mrs. Acker's hands to lock up.

LENZNER. But not Mr. Haldeman or Mr. Ehrlichman?

WOODS. No—no one else ever asked me for it.

LENZNER. You have supervisory responsibility for Mrs. Acker and other individuals?

WOODS. Two others—Mrs. Alice Nelsen and Mrs. Alice McPhillips.

LENZNER. Did you ever have supervisory responsibility for Marge Caulfield?

WOODS. Not supervisory—she came in and volunteered and did some work for us for one and a half or two months. She was putting things into alphabetical order onto cards from a list or from cards to a list—I don't recall which—she worked in the outer office.

LENZNER. What was the list?

WOODS. It was a financial list.

LENZNER. Was that the April list?

WOODS. No—it was before the 1972 campaign got under way—very likely was the 1968 list—getting onto cards names which were checked—because we have to keep track of who was invited so they are not invited again—cards which show dinner, after dinner, church.

LENZNER. That is the nature of the work?

WOODS. That is all she did—put them in alphabetical order or some sort of order that would make it easier to work from.

LENZNER. Supervisory capacity over Shelley Buchanan?

WOODS. Not at the White House—she worked in the law office for a time when we were in New York and then I had supervisory capacity over her.

LENZNER. Any supervisory capacity over Sally Inge?

WOODS. No.

LENZNER. Supervisory capacity over Beverly Kaye?

WOODS. No.

LENZNER. Supervisory capacity over Lynn Rae McClintock?

WOODS. I have never heard of her.

LENZNER. Do you have responsibility for transcription of dictation of daily events dictated by the President? Would he make it a practice of his recollections that were transcribed on a daily basis?

WOODS. No. He from time to time, for his own private, personal file does do some tapes. I have been in the Lincoln Sitting Room at times when he will remember something from a conversation and put on a dictabelt—such as Julie said this or that to me—those personal, private dictabelts are delivered to myself or Mrs. Acker and put in an envelope—maybe we get 2 or 3 at a time—they may be 3 weeks apart—we have no idea what is on them—they are his own personal, private things which are not transcribed—they are put in an envelope, sealed up and the date we received them is put on the envelope.

LENZNER. They are kept in your file cabinets?

WOODS. They are kept in his filing cabinets.

LENZNER. Located in your office?

WOODS. No—they are located in the White House.

LENZNER. In a secure area?

WOODS. Yes.

LENZNER. Can you describe that area?

WOODS. They are on the basement floor in the West Wing.

LENZNER. Would he not dictate business matters?

WOODS. From time to time he might send in two or three dictabelts of memos or letters but for the most part Mrs. Acker would transcribe those and bring them to me—if there was a rush I would help.

LENZNER. Mrs. Acker would be responsible for transcribing those?

WOODS. Yes.

LENZNER. How would you know that a dictabelt was personal rather than business?

WOODS. He would indicate so—sometimes he would hand them directly to me or might tell one of the stewards that this was one to put in his personal file. Also, with the belts sometimes or separate from them (he saves everything)

he saves place cards, menus—even one halloween we were at Camp David and he and Mrs. Nixon invited me to dinner and a steward put a colored mask on each of the three plates—I know Mrs. Nixon put hers in the waste basket and I did mine, but his came down to be filed—little notes from Julie—from Tricia, etc. and they are sealed in an envelope and put away.

LENZNER. Are the business dictabelts also saved or reused?

WOODS. They would be saved.

LENZNER. Where would they be kept—with the memos or in a separate filing place?

WOODS. You had better ask Mrs. Acker that—I am not sure where she puts them.

LENZNER. I take it also you have supervisory responsibility over the President's personal and business documents—you know what files are kept and not?

WOODS. I have never been in the correspondence room or the filing room in the White House. I think you mean from meetings—I understand that is somewhere in the EOB and I have been going to go over there for a long time—the girl who used to be Trudy Brown and got married is in charge of some of the files.

LENZNER. Does the President on occasion ask you to set up a file on matters?

WOODS. No—he never asks me to set up a file.

LENZNER. If the President wanted a file set up on the Howard Hughes Tool Company, which is what we are primarily interested in.

WOODS. I can't believe the President would ever ask anyone because I don't see that he would have any interest in it—it would have to be whoever was dealing with the company—if it was Howard Hughes Tool Company or Charles Rhyne, Esq. or whatever—if it was a matter or a discussion—whoever participated in that or had responsibility would be the one who set up a file—I have nothing to do with files of that nature—only for personal and private ones.

LENZNER. That would be his own personal business, family matters?

WOODS. That is right.

LENZNER. If the President wants to see a particular file he doesn't ask you to get it?

WOODS. Not unless a personal, private file. He has never asked me for other type files. Prior to a meeting whoever sets it up prepares a memo or an agenda—this is not my job—and whoever is the staff person in that meeting would have the responsibility, I believe, for dictating the memos and sending it to general files or special files or wherever they send their things. Even though I am Executive Assistant and Personal Secretary I don't really know who is in the office because I see a copy of the schedule and there is a light on my phone which shows someone is in his office—but I don't make appointments—I don't set up meetings—I don't know who does all that.

LENZNER. Appointments would have been in the past by Mr. Chapin or someone like that.

WOODS. Appointments would have been Mr. Chapin but final approval would be given by Mr. Haldeman and now by General Haig.

LENZNER. You could set up appointments if you wanted?

WOODS. I would mention it to one of those fellows that on occasion when someone was in town and it would be nice if the President would shake hands with them—but I would not mention it to the President because I know the responsibility on him for appointments and responsibility on many other problems and do not burden him directly with requests.

LENZNER. We were advised by one witness that there was a file on Hughes Tool Company—were you aware of that?

WOODS. No.

LENZNER. This particular witness indicated he was asked to obtain it by either Mr. Ehrlichman or Mr. Haldeman and was told it was in your possession.

WOODS. I have never seen—I do not have a Hughes Tool file—I cannot imagine why we would have a Hughes Tool file.

LENZNER. It was initiated at the time of the loan on Hughes Tool Co. to the President's brother—F. Donald Nixon.

WOODS. That would not mean the President had a file on it.

LENZNER. I am saying a file was maintained.

WOODS. If so, I think that would have been in 1953, '55, '56 when he was Vice President.

LENZNER. Our understanding was it was initiated then and then maintained with matters relating to the President's brother with Hughes Tool Co.

WOODS. You have more information than I do.

LENZNER. Was there a file under F. Donald Nixon?

WOODS. I have no idea—I have never done any filing.

LENZNER. A file on the President's brother?

WOODS. I am sure there must be a file on F. Donald Nixon. I have never seen it because I have never gone through the file room.

LENZNER. It was never shown to you—never saw it on a desk?

WOODS. No—it was never shown to me—I have no reason to see a file on Donald Nixon.

LENZNER. Any files maintained or correspondence relating to a fellow named Robert Maheu?

WOODS. No—I have not seen it.

LENZNER. Any documents relating to Howard Hunt, Gordon Liddy, special plan number one?

WOODS. No—I never heard of Hunt, Liddy or special plan number one until you people had them before your committee—I have never seen Hunt or Liddy except when Hunt appeared before your committee.

LENZNER. Larry O'Brien—any documents or files?

WOODS. No documents or files—I have never met him.

LENZNER. How about Mr. Rebozo—any files or documents?

WOODS. I have seen a lot of clippings lately.

LENZNER. Any correspondence, memos, business documents?

WOODS. I have gotten letters from him asking little questions—are you talking about letters to the President?

LENZNER. Letters to the President—information relating to other individuals on a particular matter.

WOODS. I don't particularly—I think he rarely writes the President.

LENZNER. Does he communicate more with you than he does with the President?

WOODS. I don't know how often he communicates with the President—I talk with him by phone.

DASH. Who opens the President's mail?

WOODS. It goes to the Mail Room and they receive thousands of letters a day—unless it is definitely marked—because the personnel in the mail room goes from one Administration to another—if they think it was for the President personally they might send it to me.

DASH. A particular person who has an on-going relationship with the President—would it come to you?

WOODS. It would come to me if it were marked for my attention.

LENZNER. Most of the business documents you would not see at all—they would go directly to Miss Brown?

WOODS. That is right—I do not see most of the business documents. I don't see anything that comes out of the out box—I gather they go back to Mr. Kehrlri or someone like that.

LENZNER. What are the documents that you would maintain?

WOODS. Personal files.

LENZNER. A general description.

WOODS. Dictabelts—the very last draft—not the draft—the copy he is reading a speech from—for a few months we keep one copy of each of the letters so if someone has written two or three letters—we keep what we call an x-copy so if I say we just wrote this fellow yesterday we have a copy so he doesn't receive two within a few days of each other.

LENZNER. Personal correspondence only.

WOODS. Personal—I mean anything that is not business—there are hundreds and hundreds of letters—if John Doe wrote a letter about a speech he made—we keep a copy of the reply—everything not tied to the Domestic Council or the NSC.

LENZNER. If they include on occasion a memo or documents relating to F. Donald Nixon?

WOODS. I don't believe I have ever seen a memo in relation to F. Donald Nixon.

LENZNER. Anything which might reflect his continuing relationship with Hughes Tool Co.?

WOODS. No—I have never seen anything like that.

LENZNER. Discussions where they might have arose?

WOODS. No—the last I heard of it was the end of the 1960 campaign when Mr. Kennedy brought the matter up and in the 1962 campaign when Governor Brown used it as a major issue.

LENZNER. Electronic surveillance conducted on him?

WOODS. No—not until I read it—was that in Jack Anderson?

LENZNER. No—it was in the papers—it was not in Mr. Anderson's column. Would you receive a copy of the Daily Diaries introduced in evidence in Judge Sirica's Court as a regular matter of procedure?

WOODS. There are two—we receive something once a week—you may have to ask Mrs. Acker how often—we do receive one but they might be revised four or five times. I believe they are what they call the abstract.

LENZNER. From the archives.

Did there come a time the President asked that certain visitors not be included in the daily diaries?

WOODS. No—he didn't ask me because I do not make up the schedule.

LENZNER. I think Mr. Nesbitt testified to that in April of 1973.

WOODS. He would get all of that material—we are so busy with our own things but since I don't work on the schedule there would be no need for me to know that.

LENZNER. If the President came out of a meeting with Mr. Mitchell or Mr. Haldeman and wanted to summarize his understanding of the matter would he dictate that to you or Mrs. Acker?

WOODS. That is a hypothetical question—I will have to give you the same kind of answer—I don't recall his dictating anything out of a meeting with two or three individuals.

DASH. April 15 meeting—with Mr. John Dean—I think the President indicated that tape is missing—he made some notes.

WOODS. But that is not anything that would come to us.

LENZNER. Would you get a copy of that transcription?

WOODS. No—unless I have something to do with the matter the memo would not come to me—it would go to the person handling the matter—I would have nothing to do with the Counsel unless it involved Rose Mary Woods.

LENZNER. On occasions the President dictated to you would you maintain copies of those notes?

WOODS. I don't maintain copies of those notes—I would type up or do whatever it was—usually when he dictates to me it is to call someone or something—he does not dictate many memos or letters.

LENZNER. Going directly to the Hughes Tool Company contribution—did you become acquainted with Mr. Richard Danner?

WOODS. I met him I believe in 1952 at one time in Florida but I am not really acquainted with him.

LENZNER. You were with the President at the time?

WOODS. I believe it was right after he became Vice President—at that time he had no Secret Service—the Vice President elect, Mrs. Nixon and their two little girls (age 4 and 6) and I went to Florida—that is also where I met Mr. Rebozo who helped us with the many problems that arose.

LENZNER. Mr. Rebozo introduced you to Mr. Danner?

WOODS. Probably—I cannot recall.

LENZNER. Have you seen Mr. Danner since then—since 1969?

WOODS. Not to the best of my knowledge.

LENZNER. No communication at all with him?

WOODS. No I have not.

LENZNER. Do you know if Mr. Danner has seen the President since 1969?

WOODS. I don't know that of my own knowledge—I think I read something in the paper about that.

LENZNER. Were you advised Mr. Danner was the individual who introduced the President to Mr. Rebozo?

WOODS. No—I thought it was George Smathers but I don't know for sure.

LENZNER. Do you know whether the President and Mr. Rebozo saw Mr. Danner in July, 1970?

WOODS. No I do not.

LENZNER. You did not meet Mr. Rebozo and Mr. Danner?

WOODS. If you are talking about July 1970, I have no recollection of it—I would not know Mr. Danner if he walked in.

LENZNER. Do you know if any check has been made of access records at the San Clemente compound to determine if Mr. Danner was in San Clemente in July of 1970?

WOODS. I don't know—I don't know who even keeps the access records in San Clemente.

LENZNER. I have seen the letter you sent IRS on contribution—had Mr. Rebozo on any prior occasions advised you of any contributions he had received?

WOODS. That is the only one he told me about and I believe it is in the letter that Mr. Wakefield or his attorney would have instructions.

LENZNER. Where were you when Mr. Rebozo advised you?

WOODS. Have not the slightest idea.

LENZNER. Anyone else present?

WOODS. I am sure no one else was present—would not believe so anyway.

LENZNER. Did you take any notes of that conversation?

WOODS. No.

LENZNER. Only conversation you had with him in regard to that contribution?

WOODS. I don't recall his ever mentioning it again.

LENZNER. He told you—can you repeat it basically as in the letter?

WOODS. As I recall it was in a safety deposit box—his attorney would have instructions to forward it to—I don't know whether it was chairman or finance chairman—I don't know why it was put in the safety deposit box—unless he felt it was to be held until the next campaign.

LENZNER. How much he received?

WOODS. I think he said \$100,000 but I could not stake my life on it.

LENZNER. Telling you at one time it was \$50,000?

WOODS. I have no recollection—finance things were not really my kettle of fish.

LENZNER. Why was he telling you about this particular type of contribution when he had not in the past?

WOODS. I would not know—I gather in case anything happened to him he would want someone to be aware of it—that is my guess.

LENZNER. Indicate that he had put instructions in the safety deposit box for a particular individual?

WOODS. My recollection is that they were in the safe deposit box and his attorney would get it—maybe he gave them direct to the attorney—but I don't recall—he either told me or I knew Mr. Wakefield was his attorney.

LENZNER. You know Mr. Wakefield?

WOODS. I don't recall ever meeting him.

LENZNER. Did he ask you to advise anyone else of the existence of these funds?

WOODS. No he did not.

LENZNER. Anything happen to him give you any specific instructions?

WOODS. I suppose he said Mr. Wakefield would—I have no recollection.

LENZNER. Did Mr. Rebozo indicate at that time that the funds had been received from the Hughes Tool Company—did he indicate the source of the funds?

WOODS. I think he said from Hughes—I don't think he said a company—I don't know what he said—what exact words he used I would not recall.

LENZNER. Did he indicate Mr. Danner had any role in obtaining these funds?

WOODS. No he did not—did not go into a long story on it.

LENZNER. Did he indicate to you that he was concerned about turning the funds over to the campaign committee?

WOODS. No—he may have been concerned but he did not indicate to me.

LENZNER. So the only conversation you had with him was the one that was indicated in the letter to IRS?

WOODS. Yes that is right—I think he just wanted someone he trusted to know it was there.

DASH. He told his lawyer—why would he have to tell you?

WOODS. I think he trusted his lawyer but I don't know how much you trust anyone with that much cash—I would certainly tell two people.

DASH. Did you get the impression he wanted you to know so that the President would know eventually?

WOODS. He would only know if Mr. Rebozo told him or he saw it on a list—I have never discussed any contributions with the President—any at all—again it is out of my particular field.

LENZNER. Question would still remain if Mr. Rebozo had an unfortunate accident or something happened to him—then you would have to tell someone.

WOODS. I think Mr. Wakefield would have taken action but there is also the possibility since they are friends that they could have been in a fatal accident together.

LENZNER. Ever discussed it with Mr. Stans or Mr. Kalmbach?

WOODS. No—never discussed it with anyone else.

LENZNER. Information from Mr. Rebozo or anyone else about the confusion and conflict in the Hughes Co. involving the firing of Robert Maheu in December of 1970?

WOODS. I don't think we ever talked about it—I thought that was why he did not send the money on because they were in such turmoil.

LENZNER. That is not an issue that surfaced in the White House?

WOODS. I never heard anything about it from President Nixon or Mr. Rebozo.

LENZNER. Did Mr. Rebozo ever relate to you a meeting he went to in New York in late 1968 or early 1969 for the purpose of obtaining this contribution?

WOODS. No sir—all he did was tell me it was in a safe deposit box.

LENZNER. On this contribution did he mention F. Donald Nixon and an individual by the name of Johnny Maier?

WOODS. No sir.

LENZNER. Ever heard that name?

WOODS. I have seen it in the paper—is he not involved in this suit?

LENZNER. Yes, he has been indicted.

DASH. When Mr. Rebozo communicated to you about this contribution did he give you the impression that it might have secrecy attached to it?

WOODS. He just told me—I think he knows me enough to know that I don't ever discuss things like that with the President—he did not tell me not to tell anyone else—it wasn't even my story.

RHYNE. I think the record should show that I did not notify White House Counsel or anyone that we were having this meeting—I really have no thought it was necessary—I suppose if there was going to be a discussion of the President I should have notified them.

DASH. I have excluded him—no discussions at this point to deal with the President or his duties. The questions we are putting are not getting into that area.

RHYNE. It never occurred to me. Maybe I should have notified them.

LENZNER. Question of impression you had gathered from newspapers on Hughes problems—did you have that impression the only time Mr. Rebozo discussed this with you?

WOODS. I have not the slightest idea—timing of the two I cannot recall.

LENZNER. You may have had it in your mind at the time Mr. Rebozo told you of the problem Hughes was having?

WOODS. I really don't know.

LENZNER. Restate the question—I take it then you cannot recall whether you had learned from the newspaper of the Hughes problem before Mr. Rebozo told you about the contribution from Hughes?

WOODS. I don't believe so but I am just guessing—I have no recollection.

LENZNER. No notes or records of the conversation with Mr. Rebozo?

WOODS. No.

LENZNER. Aware of whether Mr. Kalmbach had any role with regard to the Hughes contribution?

WOODS. No.

LENZNER. Have you been present during conversations when discussions were held as to whether who might contribute?

WOODS. I don't recall any.

LENZNER. So this might be a rare occurrence?

WOODS. I believe this was just Mr. Rebozo and he and Mr. Wakefield are personal friends—this is my own idea that he wanted someone to know and he

chose me—this is my own interpretation of why he did—if I had \$100,000 in cash I think I would tell at least two people what I wanted done with it.

LENZNER. Aware of Mr. Kalmbach's role in fund raising in 1971 and 1972?

WOODS. I suppose I knew—I don't know that I actually knew he was fund raising—I knew he was working with Mr. Stans—it is so difficult because I have listened to testimony and read so many stories.

DASH. You took no notes of the conversation—did you make a note for file on the \$100,000?

WOODS. No.

DASH. Everything you just recall that he told you that?

LENZNER. You did not suggest to Mr. Rebozo that he advise Kalmbach or Stans of the contribution?

WOODS. No sir.

LENZNER. Letter in response to an inquiry from the IRS—did they write you and ask for this?

WOODS. Mr. Buzhardt prepared the letter and I signed it.

LENZNER. You gave him your recollection—he had the letter typed up.

WOODS. It may have been typed in my office—I think it was typed in my office—I am guessing again.

LENZNER. Anyone else present with Mr. Buzhardt when you went over this with him?

WOODS. I think Mrs. Acker was—she may have typed that letter.

LENZNER. No other official besides Mrs. Acker present?

WOODS. I don't recall anyone.

LENZNER. Was Buzhardt coming to you at the request of IRS?

WOODS. Whether he was coming at the request of IRS I don't know—he just asked me to put this down because I gather IRS was checking on this matter.

LENZNER. He didn't tell you that?

WOODS. I knew IRS was investigating Mr. Rebozo—I think most people knew that.

LENZNER. When did you learn that?

WOODS. When they first went in I suppose.

LENZNER. Rebozo advised you of that?

WOODS. Sure—it is a big problem for a man trying to run a bank to have an investigation—he did not make a specific call—I think we were talking and he said well the IRS has even moved in here—it was not calling to me for anything but passing along the information that they were there.

LENZNER. First you knew IRS was investigating Mr. Rebozo?

WOODS. Yes.

LENZNER. Telephonic communication between you and Mr. Rebozo?

WOODS. Yes—he does not write often.

LENZNER. Did you advise anyone else of the investigation?

WOODS. No.

LENZNER. Was the President aware?

WOODS. I would not have told him.

LENZNER. Ehrlichman briefed the President on fact IRS interested in investigating Mr. Rebozo.

WOODS. I was not aware of that—that would not be anything anyone would feel I had to know. Mr. Rebozo just passed it on because I am sure he was upset as you would be.

LENZNER. Also, because you have known him a long time and are friends.

WOODS. Yes—he is a friend.

LENZNER. President ever say Mr. Rebozo has a problem with IRS?

WOODS. No he never discussed that with me—it would be a waste of his time to discuss it with me.

LENZNER. How many months prior to writing this letter did Mr. Rebozo advise you he was under investigation?

WOODS. I have no idea—don't even know the date of that letter right now—I would have no recollection—if you have to do something about things you try to remember—but it was just a statement of fact as far as I am concerned.

LENZNER. I believe sometime shortly after this letter was written you and the President and Mr. Rebozo had occasion to be together—did this issue ever come up?

WOODS. I have never heard the President and Mr. Rebozo discuss this issue.
 LENZNER. When people send you campaign contributions you said you turned them over immediately to the Finance Committee—did you receive campaign contributions going back as far as 1970 or 1971 that you turned over?

WOODS. I do not recall.

LENZNER. You would have a file?

WOODS. I would have to look at the file of an individual by name—if there is a name—I would have to check.

LENZNER. But when you got contributions you sent a letter?

WOODS. A letter or a memo saying I am attaching herewith something from so and so—it might be only \$1.

LENZNER. But you maintain a copy?

WOODS. The memo may go to that person's file—you would have to ask Mrs. Acker. I think during the campaign we kept a memo and then sent them to individual files.

LENZNER. Cash contributions?

WOODS. No.

LENZNER. Never—always checks?

WOODS. Yes—and the way we received those checks—Clark MacGregor sent a letter out to some people who were writing in and feeling they were sort of left out of the 1972 campaign and suggesting if they wanted to do something to get in touch with us—and that is how some of those came back in.

ARMSTRONG. Did anyone outside of the White House staff ever make inquiries whether contributions had been received from Mr. Hughes between 1968 and 1972—Mr. Gleason—Mr. Kalmbach?

WOODS. I do not recall.

ARMSTRONG. Are you familiar with Mr. James Golden?

WOODS. He used to be a Secret Service agent and he went out to California when we first moved out there.

ARMSTRONG. Have you seen him since he left the service?

WOODS. He stops in the office once in a while to say hello.

ARMSTRONG. Did you receive a visit from Mr. Golden while he worked for Hughes Tool Company?

WOODS. Yes, he came in and I remember his telling a wild story about Howard Hughes leaving Nevada and going to the Bahamas or wherever he went.

ARMSTRONG. A social visit?

WOODS. Sure—when he comes in he stops to see Shelley Buchanan and all the old friends—I did not have an appointment with him.

ARMSTRONG. Do you recall if he raised any subjects—brought up anything on that occasion?

WOODS. About what?

ARMSTRONG. With regard to the loan of Hughes Tool Company to F. Donald Nixon?

WOODS. I don't recall it.

ARMSTRONG. Do you recall him mentioning that Mr. Noah Detrich had written in a book published after his dismissal he had met with then Vice President Nixon to discuss the loan and had recommended to Vice President Nixon that he suggest to his brother that he withdraw the loan and this caused a furor at the time of the book's publication and Hughes Tool Co. had records which showed Mr. Detrich not anywhere near the President (Vice President) at that time?

WOODS. If he mentioned it, I do not recall it.

ARMSTRONG. You do not recall checking through old diaries or having someone check to see if Vice President Nixon was in New York or the West Coast at that time?

WOODS. I do not recall that.

ARMSTRONG. Mr. Golden asking if you were aware of money contributions Hughes Tool Co. had made through Mr. Maheu to campaign in 1968?

WOODS. I don't recall that—in 1968?

ARMSTRONG. In 1968 after the election?

WOODS. I do not recall him asking me about that.

ARMSTRONG. Did you refer Mr. Golden to Mr. Gleason—would that make sense?

WOODS. I do not recall—it does not make sense to me—I do not recall ever referring anyone to Jack Gleason.

LENZNER. Were you aware from Mr. Rebozo of the fact he actually received two cash payments of \$50,000?

WOODS. No sir—I think the figure I heard was \$100,000.

LENZNER. You did not indicate the amount in the letter—only that he had received a campaign contribution which he put in his safe deposit box—do you have a specific recollection of his telling you it was \$100,000—is that something you are assuming based on what you heard?

WOODS. I could not swear to the fact that he did—I think we have all heard it—I just know there was a campaign contribution.

LENZNER. I thought maybe when you gave that to Mr. Buzhardt—you did not recall it as \$100,000?

WOODS. I am sure I knew it at that time but Mr. Buzhardt prepared the letter.

LENZNER. My recollection of the conversation with Mr. Rebozo was that the money was delivered by Mr. Danner—do you also have a recollection that Mr. Rebozo told you it was delivered by Mr. Danner?

WOODS. If I said that in the letter he must have told me.

LENZNER. This letter was written after he advised you he was under IRS investigation?

WOODS. I don't know if it was after or not—when did they start investigating him—I don't remember.

LENZNER. I think it was sometime before this.

WOODS. I thought it was around that time—I thought that was why Mr. Buzhardt was doing this.

LENZNER. Had you had conversations with Mr. Rebozo with regard to the contribution after he advised you he was under IRS investigation?

WOODS. We did not discuss it—probably IRS asked for something.

LENZNER. Did Mr. Rebozo request the letter?

WOODS. You will have to ask Mr. Buzhardt that.

LENZNER. Did you send Mr. Rebozo a copy of this letter?

WOODS. I would think Mr. Buzhardt would have—I don't know because he was obviously handling this matter.

LENZNER. You don't know whether you sent him a copy?

WOODS. I cannot remember—again, you will have to see if Mrs. Acker remembers.

LENZNER. No further discussions with Mr. Rebozo regarding this?

WOODS. No—there would have been no further purpose.

LENZNER. One time he told you about the contributions—second time he contacted you by telephone that he was under IRS investigation?

WOODS. He has never requested me to do anything about any of these things. He is a good friend—he might just call to see how everybody was—the other day when we got back from Florida he called to ask how Julie was—in passing he said the IRS is there and I know that is a problem when you are running a bank.

LENZNER. You had two brief conversations with him on this?

WOODS. Probably because we had no reason to discuss it in between.

LENZNER. Did you become aware that Mr. Rebozo had discussed the contributions with the President at some time?

WOODS. No—I did not know nor do I know now that they discussed it—the President is so busy that unless I happen to be present at such a discussion he would not say I have talked with Bebe about any subject nor would Bebe ever call me and say he had talked with the President about any subject he and the President discussed.

LENZNER. So you have never been informed that such a discussion was had?

WOODS. No sir.

LENZNER. At some point did you know Mr. Kenneth Gemmill began to help Mr. Rebozo on some aspects of his tax situation?

WOODS. I did not know of my own knowledge—and I do not know Mr. Gemmill.

LENZNER. Do you know who referred Mr. Gemmill to Mr. Rebozo?

WOODS. No I do not unless possibly General Haig may have mentioned it to me.

LENZNER. Context under which Haig raised that issue?

WOODS. I have no idea—I don't know how he raised it—again we have many conversations during a day and he may have said Mr. Gemmill is representing or helping Bebe out or something.

LENZNER. Why did General Haig mention Mr. Gemmill was doing this?

WOODS. No recollection whatever.

LENZNER. Don't recall circumstances of conversation?

WOODS. No—maybe we were going to Key Biscayne or thinking about going—a lot of days we have quick little snatches of conversation.

LENZNER. Did you advise General Haig or anyone else IRS was investigating Mr. Rebozo?

WOODS. No sir—I am sure I did not.

ARMSTRONG. When did you first learn of the return of the contribution of Hughes Tool?

WOODS. When I saw the picture of it being put on the desk at your Committee.

DASH. There was no picture—there was a story in the paper.

WOODS. That was when—I have no active part in this.

ARMSTRONG. Was this the first time you were aware there was an issue of returning the money?

WOODS. I had no discussion on it—I thought it was so unusual having all that money put on a table.

ARMSTRONG. Up to the point you read the account of its return you were under the assumption it was in Mr. Rebozo's care?

WOODS. No one had told me he did not have it.

LENZNER. Do you know Mr. William Griffin—Mr. Abplanalp's attorney?

WOODS. I have met him—I do not know him—I have met him socially.

LENZNER. Did you ever hear from Mr. Rebozo that he asked Mr. Griffin to consult with him?

WOODS. No—I was not aware of that.

LENZNER. Or that Mr. Rebozo was having a difficult time returning the money?

WOODS. No—I was not aware of that—he does not call with a lot of his problems—he calls a lot of times to say hello and ask about the family.

LENZNER. Does he have a White House telephone in his residence?

WOODS. I have no idea.

LENZNER. He gets you through the White House switchboard?

WOODS. Yes—but everyone does—whether he has a White House phone at home I don't know.

DASH. When you call do you make the call yourself?

WOODS. I would ask the White House operator to get him as I would if I were trying to reach you or any other individual.

LENZNER. Any recollection of he and Mr. Danner at Camp David in May of 1973?

WOODS. No sir.

LENZNER. Were you aware Mr. Danner and Mr. Rebozo were meeting at Camp David?

WOODS. No sir—may have seen that in the paper.

RHYNE. The agreement was two hours.

DASH. I said we would take only two hours the first time.

RHYNE. You told me yesterday one and a half hours.

DASH. You cannot put limit on what we ultimately need from Miss Woods.

RHYNE. We had an agreement—two hours, it was to be two hours—if you are going back on your word—keep your word.

DASH. We have to take as long as we need.

RHYNE. Not as long as you need—you said one and a half hours.

DASH. I had no idea how long it would take—seems to me you and Miss Woods would like to have—I know there are additional areas they have to go into.

RHYNE. I keep my word—you keep yours.

DASH. Question as long as you want—at this point we are doing it on an informal basis—if we have additional questions another time—

WOODS. Just go on with the questions—let's try to finish it. Do you have any important questions?

LENZNER. Let the lawyers discuss it.

WOODS. Do you have any important subjects to cover? If so, let's get on with them.

LENZNER. Were you aware of the formation of the B & C Investment Company?

WOODS. Do not know about it.

LENZNER. The transaction of Rebozo, Abplanalp and the President for the purchase of the San Clemente property?

WOODS. No sir.

LENZNER. No documents, records or files on that?

WOODS. No, I do not handle financial areas.

LENZNER. Never discussed it with Mr. Rebozo?

WOODS. No sir—I did not know about it.

LENZNER. Any loans from the President to Mr. Rebozo or vice/versa?

WOODS. No—I am not aware of any of them—have nothing to do with financial matters.

LENZNER. That would include for the record never receiving any information by conversation or by documents or files?

WOODS. No the first I heard—I had no information about San Clemente that they had any part of it—until I read it in the paper—have never discussed it with either Mr. Rebozo, Mr. Abplanalp or the President.

LENZNER. Did Mr. Rebozo ever use any part of the \$100,000 he received from Hughes Tool Company?

WOODS. How would I have knowledge of that?

LENZNER. He said that to you?

WOODS. He said he had never used any part of the Hughes Tool Company money.

LENZNER. That would be a third conversation you had about it?

DASH. He returned \$100,000 according to his statement to the Hughes Company.

WOODS. I don't know how all that happened—Mr. Rebozo would have to testify to that. All I know is money was dumped on Committee table.

DASH. I think the question was return of the money to Hughes—money was not returned to us.

WOODS. Of my own knowledge—I know nothing about this.

LENZNER. At some point Mr. Rebozo said to you after he returned the money that it was the same given him?

WOODS. I believe it was after Mr. Davis gave the money to the Committee—I learned from Mr. Rebozo it was the same money he had received.

LENZNER. Anyone else present?

WOODS. I have not the slightest idea.

LENZNER. Personal or telephone?

WOODS. I don't know that either.

LENZNER. Anyone at the White House questioned you as to whether—or indicated they had information funds were used for a loan?

WOODS. No one at the White House has questioned me—but certainly have been questioned by everyone else in town!

LENZNER. When did you first meet Jack Caulfield?

WOODS. In the 1968 campaign in New York.

LENZNER. Did somebody introduce you?

WOODS. Jack Sherwood—I think he introduced him to several people and recommended him as a security man.

LENZNER. For security duties?

WOODS. To the best of my knowledge.

LENZNER. Any other duties?

WOODS. I have no idea.

LENZNER. Did you introduce him to anyone else?

WOODS. Probably—I would not be so rude if someone was around to not introduce him.

LENZNER. Did you introduce him to Mr. Boggs?

WOODS. I have no idea.

LENZNER. Did the President ever furnish you with funds to give to Mr. Caulfield?

WOODS. No sir.

LENZNER. Specifically Christmas time 1970—cash?

WOODS. To give to Mr. Caulfield?

LENZNER. Yes.

WOODS. No sir.

LENZNER. Information or knowledge with regard to Mr. Caulfield's duties with Mr. Ulasewicz?

WOODS. No sir.

LENZNER. Never saw any of the memos?

WOODS. Never saw any of the memos—first time I heard of Mr. Ulasewicz was when he came before your Committee and added a light note.

LENZNER. Ever learn from Mr. Caulfield or other people his plan to provide certain security capabilities for the Republican Party?

WOODS. He may have mentioned something he was trying to work up and said he might ask my brother to join and I remember telling my brother not to join with them unless he was in charge of it because I think my brother is a lot brighter than any group Jack Caulfield would have gotten together.

LENZNER. Did you introduce Mr. Caulfield to your brother?

WOODS. I don't know—my niece worked in the campaign—she may have introduced him to her father—I just don't know whether I introduced him to Joe or not. The Caulfield's attended my niece's wedding in Oak Park. I was unable to get away to attend.

LENZNER. Did Caulfield describe in detail what his operation was going to do?

WOODS. Not to me.

LENZNER. Did you ever see a copy of so-called Operation Sandwedge proposal? (Showed it to RMW)

WOODS. No sir I did not—no sir I have never seen this.

LENZNER. Never met or talked to Mr. Ulasewicz to your knowledge?

WOODS. Only time I have ever seen him was when he was on television before your Committee.

LENZNER. Ever receive any information of existence of wire tap on Joseph Kraft?

WOODS. No sir.

LENZNER. Never heard anything on Donald Nixon wire tap?

WOODS. No sir.

LENZNER. Did Mr. Caulfield ever furnish you with copies of any reports he prepared?

WOODS. No sir.

LENZNER. You never saw any of those reports?

WOODS. No—I don't have anything to do with that end of security—have a lot to do with mail, pictures and mostly just plain hard work.

LENZNER. Going back to Hughes Tool Co.—ever become aware or receive any information with regard to Hughes Tool Co. anti-trust problems with Justice?

WOODS. No sir.

LENZNER. Acquisition of Stardust, Dunes Hotels?

WOODS. No—that includes anything—I am not aware of any of the Hughes problems.

LENZNER. Excluding the papers—any information as to discussions at the White House?

WOODS. That would not be a duty of mine, no sir.

LENZNER. Mr. Rebozo was a participant in conversations with people from Hughes Tool Co. on problems with regard to atomic testing in Nevada—ever discuss with you?

WOODS. No—this is the first I ever heard of that.

LENZNER. Ever talk with the President or others?

WOODS. As I have just said, today is the first I ever heard of the subject.

LENZNER. Rather than go through this whole issue—fair to say you never saw any information or documents relating to Hughes Tool Company on any of these specific problems?

WOODS. That is a correct statement.

LENZNER. With regard to tax audit business—ever learn IRS was investigating President's brother, F. Donald Nixon?

WOODS. No, I did not know they were.

LENZNER. List of names related to that specific investigation—Robert Maheu

WOODS. You mentioned him a while ago.

LENZNER. Ever see any documents or hear a conversation with regard to—related to—F. Donald Nixon—and—

WOODS. No.

LENZNER. John Meier

WOODS. No.

LENZNER. Tony Hatsis

WOODS. No.

LENZNER. Jack Cleveland

WOODS. No.

LENZNER. Virgil Gladieux

WOODS. No.

LENZNER. Lloyd & Bill Hallamar

WOODS. No.

LENZNER. Since we have such little time left let me get the priorities. Did you have any or have you had any business dealings with Mr. Rebozo himself?

WOODS. When?

LENZNER. Since 1969?

WOODS. I don't know when I sold my Fisher's Island stock—

LENZNER. That was primarily it?

WOODS. That is all.

LENZNER. You sold it to Mr. Rebozo?

WOODS. No—I got it and sold it back immediately and took a capital gains loss on taxes because I did not hold it for necessary length of time. The President sold his and I did not feel I should hold mine.

LENZNER. Sold it back to Fisher's Island?

WOODS. Yes—whatever corporation or company handled that.

LENZNER. Who handled the sale for you?

WOODS. Ed Morgan I believe.

LENZNER. Mr. Wakefield—any business dealings with him?

WOODS. No.

LENZNER. Mr. Abplanalp—any business dealings?

WOODS. No.

LENZNER. Mr. Griffin—any business dealings?

WOODS. No business dealings—I have known Bob Abplanalp.

MINORITY COUNSEL. Are these questions on business dealings relevant to this inquiry?

DASH. These are business dealings relating to our mandate—the 1972 campaign.

LENZNER. Mr. Kalmbach?

WOODS. Absolutely none.

LENZNER. Mr. Caulfield?

WOODS. No—frankly I have no business dealings with anyone.

DASH. In all fairness—don't take an inference that anything is being suggested by questions.

WOODS. In the first place I had no business dealings.

DASH. Don't get the wrong impression on the question—that there is any belief on our part that you did or not.

LENZNER. Anyone else any questions on any of this—are you aware of any financial dealings between the President or members of his family with Mr. Haldeman?

WOODS. No sir.

LENZNER. How about with Mr. Wakefield?

WOODS. No sir—again I must say I have nothing to do with his financial affairs—they were handled by a firm in New York and are now handled by Kalmbach-DeMarco firm.

LENZNER. Never seen any documents with regard to these?

WOODS. Not to my recollection in all the years of his Presidency.

DASH. Know whether kept or have seen documents with President's business affairs?

WOODS. I have nothing to do with his business affairs.

LENZNER. Company used to handle account was Vincent Andrews?

WOODS. That is right.

LENZNER. Ever discussed with employee of that company any of these financial transactions?

WOODS. No—unless I were personally involved it would be an infringement on their privacy and the President's for me to discuss it.

DASH. From your statement you were not personally involved.

WOODS. No.

DASH. You were familiar or did know Harold Titus, former U.S. Attorney?

WOODS. I met him when my brother was here as an FBI agent—Washington field office—Criminal Division. My brother left FBI in 1961 when Kennedy used them for political purposes during steel strike. I believe Titus was something in the U.S. Attorney's Office then. I met him very briefly at that time. When Joe was here a couple of years ago we went to dinner with him.

DASH. Did Mr. Titus ever communicate any findings of Watergate investigation when the U.S. Attorney's Office was conducting investigation—principally Mr. Silbert and Glanzer?

WOODS. Certainly not.

DASH. If there are any material questions I will get in touch with you Mr. Rhyne.

RHYNE. We had an agreement that it would be two hours.

DASH. I think it may be complete.

RHYNE. I will always listen to you Sam but we had an agreement and I insist on sticking with it.

DASH. But you never limited it when you went to the Grand Jury.

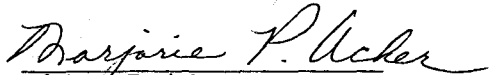
RHYNE. I am not arguing about it.

DASH. Two hours at one time—all I am saying if there is a material question I may bring it up.

RHYNE. You can bring it up—I am going to stick with our agreement. I am not a part of any cover-up.

DASH. I don't want anything to hang over.

I, Marjorie P. Acker, certify that I was present at the questions and answers between Rose Mary Woods and the Senate Watergate Committee Staff on February 20, 1974 and that the foregoing 80' pages constitute a true record of the proceedings as recorded to the best of my ability.


Marjorie P. Acker

March 14, 1974

WOODS EXHIBIT NO. 1

October 18, 1973

Dear Mr. Bartlett:

You have requested my recollection of Mr. Rebozo telling me of the campaign contribution delivered to him by Mr. Danner.

Mr. Rebozo told me that he had put this campaign contribution in a safety deposit box and further that he had given his attorney instructions in the event of his death that he should open the box and follow the instructions therein. It was my understanding that those instructions were to deliver the contents to the Campaign Chairman or Finance Chairman of the next campaign.

I would further like to state that at no time did I ever discuss this matter with any other individual.

This letter constitutes the best of my recollection of our conversation. I regret to say I do not recall the date or time of this conversation.

Sincerely,

Rose Mary Woods
Executive Assistant
to the President

Mr. John Bartlett
Internal Revenue Service
Intelligence Division
3191 Maguire Boulevard
Orlando, Florida 32803

A TRUE COPY

WOODS EXHIBIT No. 2

EYES ONLY

THE WHITE HOUSE
WASHINGTON

June 18, 1973

Dear Sam:

Enclosed is a copy of the list of pre-April 7 contributors. I am sending a copy to Fred Thompson also.

Sincerely,

A handwritten signature in black ink, appearing to be 'L Garment', written over the typed name.

Leonard Garment
Counsel to the President

Encl.

Mr. Samuel Dash
Senate Select Committee on
Presidential Campaign Activities
Room 1418, New Senate Office Building
Washington, D. C. 20510

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 Rt. 10 Box 43
 Montgomery, Al. 36111

1,000 *

Mr. Donald Comer, Jr.
 Avondale Mills
 Prichard, Al. 36150

15,000

F. O. Owaltney, Jr.
 Ridgeway Drive
 Alexander City, Al.

3,000 *

Finis Morgan
 Russell Mills, Inc.
 Alexander City, Alabama 35010

3,000 *

W. Richardson, Sr.
 Ridgeway Drive
 Alexander City, Alabama

3,000 *

Emory
 35094

17,018.23

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 Rancho El Mirador
 Scottsdale, Arizona

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Mr. Edmund C. Converse
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 Scottsdale, Arizona

1,000 *

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Mr. Marion W. Isbell
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Mr. Bella Lumm
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1,000 *

Mr. Frank Middleton
 3135 North 3rd Avenue
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1,000 *

Mr. Jack Stewart, Sr.
 7000 Mummy Mountain Road
 Scottsdale, Arizona

1,000 *

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El Dorado, Ark.

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4,000

Mr. R. A. Lile
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Little Rock, Arkansas

1,000*

Mr. Winthrop Rockefeller
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San Francisco, Cal.

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Mr. Justin Dart 25,993.37
Mr. Franklin B. Pollack 5,611.20
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Other 24,000

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5,000 T

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Mr. Arthur E. Johnson 15,000
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Mr. Lewis B. Maytag 50,000
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C. A. Norgren Co.
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John J. Riccardo 16,218.59		Mr. and Mrs. Richard Gerstenberg	3,500 *
John J. Riccardo 1,000.00 *		Mr. Edward N. Cole	3,200 *
Mr. Lynn A. Townsend 1,500.00		Mr. Harold G. Warner	3,250 *
Other 115,125.50		Mr. Oscar Lundin	2,000 *
		Mr. E. M. Estes	2,200 *
		Mr. William L. Mitchell	2,240 *
		Mr. Lowell N. Mays	1,500 *
		Mr. Mack W. Worden	1,000 *
Mr. William W. Crapo 254 Touraine Road Grosse Pointe Farms, Michigan	1,000 *	Mr. Robert L. Kessler	1,800 *
		Mr. George R. Elges	1,000 *
		Mr. John BEltz	1,000 *
		Mr. F. James McDonald	1,400 *
		Mr. Thomas A. Murphy	1,350 *
Mr. and Mrs. H. Cunningham 210 Lowell Court Bloomfield Hills, Michigan	2,000 *	Mr. Frank O. Riley	1,570 *
		Mr. Robert W. Decker	1,050 *
		Mr. Louis Bridenstine	1,000 *
		Mr. Joseph Godfrey	1,500 *
		Other contributions	20,452
Mr. Kenneth W. Cunningham 936 Berkshire Road Grosse Pointe Park, Michigan	1,000 *	Mr. Dan Gerber 455 State Street Fremont, Michigan	1,000 *
Mr. Albert F. Davis 1642 Pontiac Road Grand Rapids, Michigan	1,000 *	Mr. Edward Glanz 318 South Claremont Dearborn, Michigan	1,000 *
Mr. Richard Earhart 902 First National Building Ann Arbor, Michigan	1,000 *	Mr. Elisha Gray 400 Nickerson Avenue Benton Harbor, Michigan	3,000 *
Honorable and Mrs. Max Fisher 27751 Fairway Hills Drive Franklin, Michigan	125,000 73	Mr. Reuben R. Jensen 18500 Sheldon Road Northville, Michigan	1,100 *
Mr. Benson Ford 635 Lake Shore Road Grosse Point Shores, Michigan 48236	3,000 *	Mr. and Mrs. David W. Kendall 75 Lake Shore Road Grosse Point Farms, Michigan	1,000 *
Mrs. Edsel B. Ford 1100 Lake Shore Road Grosse Point Shores, Michigan 48236	50,000	Mr. Charles L. McCuen 2 Barbour Lane	1,000 *

MICHIGAN

Mr. George C. McKay
25 West Michigan Avenue
Battle Creek, Michigan

1,000 *

Mr. Arthur Schupp
4650 East State Street
Saginaw, Michigan

1,000 *

Mr. Chester Schweisinger
307 East Court Street
Flint, Michigan

1,000 *

Mr. Allan Shelden III
1512 Buhl Building
Detroit, Michigan

3,000 *

Mr. Charles Sligh, Jr.
222 River Avenue
Holland, Michigan 49423

1,000 *

Dr. Harry A. Townsley
1000 Berkshire Road
Ann Arbor, Michigan 48104

1,000 *

Mr. Robert C. Upton
North Shore Drive
Benton Harbor, Michigan

2,500 *

Mr. Walter Wolpin
31400 Franklin Freeway
Farmington, Michigan 48024

1,000 *

MINNESOTA

Mr. Dwayne O. Andreas
First Oceanic Corporation
Sheraton-Ritz Building
Minneapolis, Minnesota 55401

25,000

Mr. John Bean
6505 Biscayne Boulevard
Minneapolis, Minnesota 55436

1,000 *

Mr. Harold K. Bradford
1000 Roanoke Building
Minneapolis, Minnesota

1,000 *

Mr. Charles W. Briggs
1905 Summit Avenue
St. Paul, Minnesota

1,000 *

Burlington Northern Voluntary Good
Government Fund
176 East 5th Street
St. Paul, Minnesota
Pres., R. Downing

10,000

Mr. Kenneth H. Dahlberg
Redgate, Rt. 7
P. O. Box 284
Wayzata, Minnesota

7,000

Mr. Donald Dayton
818 Roanoke Building
Minneapolis, Minnesota 55402
Stock 10,640.22
2,660.25 *

13,300.27 T

Mr. L. H. Fisher
1624 Edgumbe Road
St. Paul, Minnesota

1,000 *

Mr. L. B. Gehrke
10 El Dorado Drive
White Bear Lake, Minnesota

1,000 *

MINNESOTA

Mr. I. R. Hansen
44 Evergreen Road
St. Paul, Minnesota

1,000 *

Mr. E. J. Kane
77 Mid Oaks Lane
St. Paul, Minnesota

1,000 *

Mr. Harold J. Kinney
3 M Center
St. Paul, Minnesota

1,000 *

Mr. Henry McKnight
P. O. Box 114
Chaska, Minnesota

3,000 *

Employees of Minnesota, Mining & Mfg.
3 M Center
St. Paul, Minnesota 55101

142,741.01 T

Mr. Bert S. Cross 2,000 *
Mr. W. L. McKnight 100,191.01
Mr. Wilbur M. Bennett 6,550
Mr. Harry Heltzer 3,000 *
Mr. R. H. Herzog 1,000 *
Other contributions 30,000 73

Mr. Robert W. Mueller
311 Woodlawn Avenue
St. Paul, Minnesota

1,000 *

Mr. John H. Myers
P. O. Box 3260
St. Paul, Minnesota 55165

1,000 *

Mr. Jeno F. Paulucci
525 Lake Avenue, South
Duluth, Minnesota

25,000

Mr. C. P. Pesek
2350 West Isles Boulevard
Minneapolis, Minnesota 55405

1,000 *

MINNESOTA

Mr. and Mrs. Louis F. Polk, Sr. 25,000
4570 West 77th Street
Minneapolis, Minnesota

Mr. Robert J. Pond 1,000 *
6412 Stauder Circle
Minneapolis, Minnesota 55436

Mr. Charles Ritz 1,000 *
510 Groveland Avenue
Minneapolis, Minnesota 55403

Mr. James E. Stewart 50,000 73
421 N. E. Johnson
Minneapolis, Minnesota

Mr. Robert H. Tucker 1,000 *
3 M Center
St. Paul, Minnesota

Mr. James A. Vaughn 1,000 *
510 Groveland Avenue
Minneapolis, Minnesota 55403

Mr. Robert L. Vincent 1,000 *
5011 Bruce Avenue
Minneapolis, Minnesota

Mr. F. K. Weyerhaeuser 13,000
W-2191 First National Bank Building
St. Paul, Minnesota 55101

Mr. John F. Whitcomb 1,000 *
3 M Center
St. Paul, Minnesota

Mr. Wheelock Whitney 12,446.25
100 Dain Tower
Minneapolis, Minnesota 55402

MISSISSIPPI

Mr. Paul V. LaCoste
P. O. Box 4527
Jackson, Mississippi 39216

Mr. and Mrs. Morris Lewis, Jr.
1 Arbor Lane
Indianola, Mississippi 38751

MISSOURI

Employees of Anheuser-Busch
721 Pessalozzi Street
St. Louis, Missouri

August A. Busch, Jr. 9,749.05
August A. Busch, III 15,980.22
Richard A. Meyer 13,316.90
Walter C. Reisinger 6,657.00
Adalbert Von Contard 10,651.20

Mr. and Mrs. Alexander J. Barket
Civic Plaza National Bank
Kansas City, Missouri

Employees of General Dynamics
Pierce Laclède Center
St. Louis, Missouri 63105

Mr. David S. Lewis, Jr. 1,000 *
Mr. Algie A. Hendrix 1,000 *
Mr. Hilliard W. Paige 1,000 *
Mr. Gordon E. MacDonald 1,000 *
Mr. Edward Lynn 1,000 *
Other contributions 78,717.19

Mr. Ralph B. Graham, Jr.
1100 Macklind Avenue
St. Louis, Missouri 63110

Mrs. John S. Lehman
10 Apple Tree Lane
St. Louis, Missouri

Mrs. Lydia Long
2301 S. Kings Highway
St. Louis, Missouri 63110

Miss Martha Love
44 Westmoreland Place
St. Louis, Missouri

MISSOURI

1,000 * Employees of McDonnell Douglas Corp. 34,527.85 T
P. O. Box 516
St. Louis, Missouri 63166

1,000 * Mr. James S. McDonnell 25,670.58
P. O. Box 516
St. Louis, Missouri 63166

Mr. James S. McDonnell III 3,000 *
40 Glen Eagles Drive
St. Louis, Missouri

56,354.37 T Mr. Donald W. Douglas 8,827.27
P. O. Box 14526
St. Louis, Missouri

Employees of Monsanto Company 23,080
900 North Lindbergh Boulevard
St. Louis, Missouri 63166

25,000 Mr. Spencer T. Olin 94,513.36
7701 Forsyth Boulevard
St. Louis, Missouri 63105

83,717.19 T Mr. Tudi Patti 25,000
7200 Hullwood
Kansas City, Missouri

Mr. Howard Stamper 46,807.23
515 Olive Street
St. Louis, Missouri 63101

1,000 * General L. Jack Sverdrup 19,334.30
Sverdrup & Parcel & Associates, Inc.
800 North 12th Boulevard
St. Louis, Missouri 63101

1,000 * Mr. James C. Thomas 1,000 *
P. O. Box 549
St. Joseph, Missouri

1,000 *

1,000 *

MONTANA

Mr. Hugh E. Palmer
Box 1077
Billings, Montana

1,000 *

NEBRASKA

Mr. Sydney Cate
6901 Dodge Street
Omaha, Nebraska

1,250 *

Mrs. George B. Cook
3070 Sheridan Blvd.
Lincoln, Nebraska

7,192.15

Mr. C. W. Durham
1329 S. 83rd Street
Omaha, Nebraska

10,000

Mr. Peter Kiewit
1000 Kiewit Plaza
Omaha, Nebraska

100,912

Employees of Mutual of Omaha
Dodge at 33rd Street
Omaha, Nebraska

34,325 T

Mr. V. J. Skutt 1,000 *
" " " 9,650
Other 23,675

Mr. Leo Daly
8600 Indian Hills Drive
Omaha, Nebraska

10,000 73

Mr. Robert Daughtery
400 N. Elmwood Road
Omaha, Nebraska

3,000 *

NEVADA

Mr. L. Dyer
Harrah' Club
Reno, Nevada

5,000 73

Mr. Howard Hughes
Reno, Nevada

16,666.67

NEW JERSEY

Mr. James E. Burke
5-1 George Street
New Brunswick, New Jersey

1,000 *

Mr. C. Suydan Cutting
Bernardsville, New Jersey 07924

2,000 *

The Honorable C. Douglas Dillon
Far Hills, New Jersey 07931

36,000

Mr. Robert J. Healy
836 Wyoming Avenue
Elizabeth, New Jersey 07208

2,500 *

Mr. Wayne J. Holman, Jr.
501 George Street
New Brunswick, New Jersey 08903

1,000 *

Mr. J. Seward Johnson
1050 George Street
New Brunswick, New Jersey

1,500 *

Mr. Alexander Kasser
159 Gates Avenue
Montclair, New Jersey

3,000 *

Mrs. Elliott C. Laidlaw
Meadow Lakes 43-02
Hightstown, New Jersey 08520

1,000 *

Mr. Irwin S. Gleich
656 Westfield Avenue
Westfield, New Jersey 07090

9,000

Mr. Franklin B. Lincoln, Jr.
22 Roland Drive
Short Hills, New Jersey 07078

1,000 *

Mr. Richard K. Paynter, Jr.
Box 205
Princeton, New Jersey

1,000 *

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<u>NEW YORK</u>				
Mr. Raymond H. Reiss 59 Esplanade Deal, New Jersey	1,000 *	Mr. Herbert Allen Allen & Company 30 Broad Street New York, New York	15,000	
Mrs. Mary Roebeling 777 West State Street Trenton, New Jersey 08618	1,000 *	Employees of American Airlines Chairman - George Spater 633 Third Avenue New York, New York 10017	75,000	73
Mr. Vincent C. Ross 2365 Hudson Terrace Fort Lee, New Jersey 07024	1,000 *	Employees of Anaconda Company 25 Broadway New York, N. Y.	5,137.50 T	
Mr. Robert S. Sinn East Park Drive Mt. Laurel, New Jersey	5,000	Mr. John M. Place Other	1,000 4,137.50	
Mr. Clifford Siverd 345 Algonquin Road Franklin Lakes, New Jersey	1,000 *	Mr. & Mrs. Theodore Ashley Director - Kinney Services, Inc. 10 Rockefeller Plaza New York, New York 10020	137,056.31	
Mr. Robert M. Stroker 394 Broad Street Newark, New Jersey	2,000	Mr. Harris Ashton 245 Park Avenue New York, New York 10017	1,000 *	
Mr. George C. Thomas, Jr. 80 Goetze Street Bay Head, New Jersey 08742	1,000 *	Mr. George F. Baker, Jr. 1001 Park Avenue New York, New York	4,610.15	
Mr. George C. Watt Sherman Forest Drive Short Hills, New Jersey	1,000 *	Mr. Theodore L. Bates 1515 Broad New York, New York 10036	1,000 *	
Mr. Foster B. Whitlock 25 Greenbriar Drive Summit, New Jersey 07901	1,000 *	Mr. William S. Beinecke 330 Madison Avenue New York, New York	1,000 *	
Mr. Melville M. Wilson Mountain View Road Princeton, New Jersey	5,476.62	Mr. & Mrs. Karl R. Bendetsen 777 Third Avenue New York, New York	7,500 T 5,000 * 2,500	

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Mr. Robert A. Bendheim 1430 Broadway New York, New York 10018	15,000 73	Employees of Bristol-Myers 345 Park Avenue New York, New York 10022	50,000 T
Captain Leo V. Berger President - Avon Steamship Co. Inc. 3000 Marcus Avenue Lake Success, New York 10040	20,000	Mr. William M. Bristol III 630 Fifth Avenue New York, New York 10022	5,000
Mr. George F. Berlinger 595 Madison Avenue New York, New York	10,000	Mr. Roger Drackett 5020 Spring Grove Avenue Cincinnati, Ohio	5,000
Mrs. Rhonie H. Berlinger 20 Broad Street New York, New York	15,000	Mr. Bruce S. Gelb 1060 Fifth Avenue New York, New York	5,000
Mr. Elmer Holmes Bobst 7 East 60th Street New York, New York 10022	100,000	Mr. Richard L. Gelb 1060 Fifth Avenue New York, New York 10028	10,000
Mr. Beverly A. Bogert 907 Fifth Avenue New York, New York	10,000	Mr. Gavin K. McBain 345 Park Avenue New York, New York 10022	6,000
Mr. Richard I. Bonsal c/o Joshua L. Bailly Co. 104 West 40th Street New York, New York 10018	1,000 *	Mr. Clarence F. Michalis 345 Park Avenue New York, New York 10022	5,000
Mr. Fred J. Borch 570 Lexington Avenue New York, New York	1,000 *	Mr. Frederic N. Schwartz 630 Fifth Avenue New York, New York	5,000
Mrs. Beulah Boynton 15 East 63rd Street New York, New York	1,000.73	Mr. Frank A. Sprole 786 Hollow Tree Ridge Road Darien, Connecticut 06820	4,000
John J. Brasino, M. D. 105 Stevens Avenue Mt. Vernon, New York	1,000	Mr. Laurence M. Gelb 1060 Fifth Avenue New York, New York	5,000
		Mr. John W. Brooks 522 Fifth Avenue New York, New York 10036	1,000 *
		Mr. Hugh Bullock 1 Wall Street New York, New York	3,000 *

NEW YORKNEW YORK

Honorable William A. Burden
820 Fifth Avenue
New York, New York 10021

97,894.61

Mr. Nathan Cummings
Waldorf Towers - 28A
100 East 50th Street
New York, New York 10022

44,356.28

Mr. I. W. Burnham II
60 Broad Street
New York, New York

2,000*

Mr. Brownlee Currey, Jr.
1040 Fifth Avenue
New York, New York

74,195.50

Mr. Lawrence J. Buser
President - American Export
20 Broadway
New York, New York 10004

5,000

Mr. E. Kent Damon
65 Country Club Drive
Rochester, New York

1,000 *

Ambassador George H. Bush
799 U. N. Plaza
New York, New York

1,000*

Mr. Theodore N. Danforth
P. O. Box 508
Locust Valley, New York

3,000 *

Mr. Thomas Casey
5 Dakota Drive
Lake Success, New York

3,000*

Mr. Jerome Dansker
630 Fifth Avenue
New York, New York

1,000 *

Employees of Cities Service
60 Wall Street
New York, New York 10005

212/28,000 73

Mrs. Wilhelmina Dauth
P. O. Box 1148
Sag Harbor, Long Island, New York

2,500 *

Mr. D. Stanley Corcoran
Seville Avenue
Rye, New York

2,000*

Mrs. Preston Davie
71 East 71st Street
New York, New York

1,000 *

Mr. Gardner Cowles
488 Madison Avenue
New York, New York 10022

1,000*

Mr. J. Morton Davis
D. H. Blair Securities Corp.
437 Madison Avenue
New York, New York 10022

10,000

Mr. Joseph F. Cullman, III
Chairman - Phillip Morris, Inc.
100 Park Avenue
New York, New York 10017

5,000

Mr. William J. Dawson, Jr.
35 East 38th Street
New York, New York

2,000 *

Employees of Diamond International Corp.
733 Third Avenue
New York, New York 10017

5,000

NEW YORK

Mr. & Mrs. David L. Dickenson 2,000*
125 Riverside Drive
Binghamton, New York

Mr. George A. Dies, Jr. 1,000*
110 Fourth Street
Garden City, New York

Honorable Vincent deRoulet 100,000 73 72
635 Madison Avenue
New York, New York

Mr. John F. Donahue, Jr. 1,000*
60 Broad Street
New York, New York

Mr. Joseph Donner 12,000
115 Broadway, Room 400
New York, New York 10006

Mr. Charles E. Doran 1,000*
10 Hardscrabble Circle
Armonk, New York 10504

Mrs. Leonard Dreyfuss 1,000*
60 East 42nd Street
New York, New York

Mrs. Taylor Dunnington 1,000*
812 Park Avenue
New York, New York

Mr. Frederick M. Eaton 2,000*
53 Wall Street
New York, New York

NEW YORK

Mr. Alfred Eisenpreis 1,000*
40 East 83rd Street
New York, New York

Mr. John Flory 3,000
36 Dogwood Glen
Rochester, New York

Mr. Thomas Ford 56,000
680 Madison Avenue
New York, New York

Mrs. Arthur Gardner 1,000*
760 Park Avenue
New York, New York 10021

Mrs. Paul Gardner 1,000*
56 Willets Road
Westbury, Long Island, New York 11590

Mr. Albert F. Gordon 99,873.19
Mr. Albert H. Gordon
10 Hanover Square
New York, New York

Mr. Maurice Greenberg 15,000
President - American International Group
102 Maiden Lane
New York, New York

Mr. Max Greenfield 21,000
420 Lexington Avenue
New York, New York 10017

NEW YORK

Mr. Philip Grove 1,000 *
400 Madison Avenue
New York, New York

Mr. Floyd D. Hall 1,000 *
10 Rockefeller Plaza
New York, New York

Mr. Edward J. Halloran 10,000 73
Conduit & Foundation
Leonard & Lafayette
New York, New York

Mr. John W. Hanes 3,000 *
460 Park Avenue
New York, New York 10022

Mr. F. William Harder 2,000 *
30 Broad Street
New York, New York

Mr. & Mrs. Richard S. Harman 5,000 *
15 West 72nd Street
New York, New York

Mr. E. Roland Harriman 21,000
59 Wall Street
New York, New York 10005

Employees of Haskins & Sells 2,000 *
2 Broadway
New York, New York
Mr. Michael Chetkovich

Mr. Daniel P. Hays 1,000 *
South Road
Port Washington, New York 11050

NEW YORK

Mr. Harold Helm 6,300.04
Chemical Bank
277 Park Avenue
New York, New York

Mr. Harry Helmsley 12,500
Hotel St. Moritz
50-56 Central Park
New York, New York 10019

Mr. Leonard D. Henry 1,000 *
19 E. 72nd Street
New York, New York

Leon Hess (and associates) 250,000 T
Averada Hess Corp.
51 West 51st Street
New York, New York 10019

Mr. Paul Adler 39,000
Mr. Bruce Baker 9,000
Mrs. Judie Baker 9,000
Mr. J. D. Callender 12,000
Mr. Julius Epstein 9,000
Mr. Leon Hess 10,000
Mr. & Mrs. Philip Kramer 12,000
Mr. Hubert W. McCollum 42,000
Mr. & Mrs. David I. Schaffer 12,000
Other 96,000

Mrs. Adair Hickman 1,000 *
1 East End Avenue
New York, New York

Mr. & Mrs. John S. Hilson 5,000 *
1 Chase Manhattan Place
New York, New York 10005

Mr. Joseph H. Hirshhorn 25,000 73
277 Park Avenue
New York, New York

Mrs. Anna Hopeman 1,000 *
30 Douglas Road
Rochester, New York 14610

NEW YORK

Mr. John J. Hopkins
179 Audobon Avenue
Mt. Vernon, New York

1,000

Mr. R. L. Ireland III
Brown Brothers, Harriman & Co.
59 Wall Street
New York, New York

10,000

Mr. Henry A. Ittleson
812 Park Avenue
New York, New York

1,000*

Mr. J. Courtney Ivey
70 Pine Street
New York, New York 10005

1,000*

Mr. Howard B. Johnson
888 Park Avenue
New York, New York

15,000

Mr. Saul Kahan
c/o Nathan Tannenbaum & Company
570 - 7th Avenue
New York, New York

9,000

Mr. Norbert W. Kearns, Sr.
160-04 80th Street
Howard Beach, New York

1,000*

Mr. Ralph E. Kent
277 Park Avenue
New York, New York 10017

1,000*

Mr. Joseph H. King
One Chase Manhattan Plaza
New York, New York

2,000*

Mr. John A. Kley
Old Farm Road S
Pleasantville, New York

1,500*

NEW YORK

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1040 Fifth Avenue
New York, New York

1,000 *

Mr. Seymour H. Knox
Marine Trust Company Bldg.
Buffalo, New York

3,000 *

Mr. William S. Lasdon
7 East 60th Street
New York, N. Y.

40,000

Mrs. William K. Laughlin
P. O. Box 1392
Southampton, N. Y.

1,000 *

Mr. Cyrus J. Lawrence
115 Broadway
New York, New York

12,000

Mr. George H. Lawrence
4 Valley Road
Bronxville, N. Y.

1,000 *

Mr. Lawrence F. Leeds
20 Easton Avenue
White Plains, N. Y.

9,000

Mrs. Sylvia M. Leeds
20 Easton Avenue
White Plains, N. Y.

9,000

Mr. & Mrs. Samuel Lefrak
97-77 Queens Blvd.
Ridge Park, N. Y.

24,930.

NEW YORK

Mr. Gustave Levy
Goldman, Sachs & Company
55 Broad Street
New York, New York 10004

70,442.84

Employees of Lehman Corp.
1 South William Street
New York, New York 10004

86,289.40

General Lucius D. Clay 1,000.00
Stephen M. DuBrul, Jr. 1,000.00
Frederick L. Ehrmann 75,137.29
Frederick J. Graber 1,000.00
F. Warren Hellman 5,152.11
Herman H. Kahn 1,000.00
Andrew G. Sage II 2,000.00

NEW YORK

Mr. Salem L. Lewis
1 Wall Street
New York, N. Y.

2,500 *

Mr. Preston Long
860 5th Avenue
New York, N. Y.

1,000 *

Mr. Alexander Luke
120 Broadway
New York, N. Y.

4,500 *

Mr. David Luke, III
150 East 73rd St.
New York, N. Y.

2,000 *

Employees of Lybrand Ross Bros. & Montgomery 30,380 T
1251 Avenue of the Americas
New York, N. Y.

Mr. Philip L. Defliese 1,000 *
Other 29,380

Mr. P. R. Mallory
660 Madison Avenue
New York, New York

1,000 *

Mr. E. A. G. Manton 10,000
Chairman - American International Group, Inc.
102 Maiden Lane
New York, N. Y.

Honorable Anthony D. Marshall
830 Park Avenue
New York, N. Y.

48,505.44

Employees of Martin Marietta Corp.
277 Park Avenue
New York, N. Y.

10, 000 T

Mr. Thomas G. Pownall 2,500
Mr. George M. Bunker 5,000
Other 2,500

NEW YORKNEW YORK

Mr. Howard W. McCall, Jr. 20 Pine Street New York, N. Y.	1,000	Mr. Stanley R. Miller 55 Broad Street New York, N. Y.	3,000
Mr. R. W. McCollough 611 E. 6th Street New York, N. Y.	2,000 *	Mr. Minot K. Milliken 1045 Sixth Avenue New York, N. Y.	4,708.68
Mr. Donald F. McCullough 132 East 80th Street New York, N. Y.	2,000 *	Mr. Seymour Milstein 35 Ogden Road Scarsdale, N. Y.	65,000
Mr. Robert McMillan 171 Euston Road Garden City, N. Y.	1,000 *	Mr. Philip G. Mitchell 9 The Byway Bronxville, New York	1,500 *
Employees of Merrill, Lynch, Pierce Fenner & Smith 70 Pine Street New York, N. Y.	5,000 T	Mr. John A. Morris Battery Park Plaza New York, N. Y.	1,000 *
Mr. & Mrs. Donald T. Regan Box 571 Oyster Bay, N. Y.	5,000 *	Mr. Frederick Moss 37 Riverside Drive New York, N. Y. 10023	1,000 *
Mr. Andre Meyer Lazard Freres & Co. 44 Wall Street New York, N. Y.	90,000	Mr. John A. Mulcahy 102 Boulder Trail Bronxville, N. Y.	598,558.97
Mr. Edwin C. Michaelian Heather Lane White Plains, N. Y.	1,000 *	Employees of National Distillers 99 Park Avenue New York, N. Y.	18,000 T
Mr. Jeremiah Milbank, Jr. 1133 Avenue of the Americans New York, N. Y.	25,000	Mr. John E. Bierwirth Mr. Drummond C. Bell Mr. James H. McInerney Other	2,000 * 1,500 * 1,000 * 13,500
Mr. Paul L. Miller 20 Exchange Place New York, N. Y.	3,000 *	Mr. B. C. Ohlandt 111 East 57th Street New York, N. Y.	2,000 *
		Mr. & Mrs. John M. Olin 460 Park Avenue New York, N. Y.	100,000

NEW YORK

Mr. H. Bruce Palmer
447 East 57th Street
New York, N. Y.

1,000 *

Mrs. Mario Pansa
19 East 72nd Street
New York, N. Y.

1,000

Mr. Emil J. Pattberg, Jr.
20 Exchange Place
New York, N. Y.

3,000 *

Mr. Herbert P. Patterson
1 Chase Manhattan Place
New York, N. Y.

3,000 *

Mrs. Charles S. Payson
748 Madison Avenue
New York, N. Y.

80,000

Mr. Saul Pearce
230 Park Avenue
New York, N. Y.

1,000 *

Mr. Edward J. Petrillo
969 Midland Avenue
Yonkers, N. Y.

10,000

Mrs. Lillian Bostwick Phipps
245 Park Avenue
New York, N. Y.

51,000

Mrs. Ada Posner
35 Walter Place
Great Neck, N. Y. 11023

9,000

Mr. Jules Posner
35 Walters Place
Great Neck, N. Y.

9,000

Mr. H. Irving Pratt
45 Wall Street - 9th Floor
New York, N. Y.

1,000 *

NEW YORK

Price-Waterhouse & Company
60 Broad Street
New York, New York 10004

102,000 T

Mr. Walter M. Baird 1,000*
Mr. Robert Berger, Jr. 1,000*
Mr. John C. Biegler 1,000*
Mr. Hugh Campbell 1,000*
Mr. James W. Clark 1,000*
Mr. Maurice J. Dahlem 1,000*
Mr. Verden R. Draper 1,000*
Mr. E. A. Erdahl 1,000*
Mr. Robert E. Field 1,000*
Mr. Thomas A. Ganner 1,000*
Mr. Henry Gunders 1,000*
Mr. Henry P. Hill 1,000*
Mr. Gerald Maxfield 1,000*
Mr. J. J. McIntyre 1,000*
Mr. Brendan J. Meagher 1,000*
Mr. Patrick J. Meagher 1,000*
Mr. William C. Miller 1,000*
Mr. Howard D. Murphy 1,000*
Mr. Kallman Nashner 1,000*
Mr. & Mrs. John B. O'Hara 5,000*
Mr. Edward H. Robertson 1,000*
Mr. Fred M. Rusk 1,000*
Mr. Harry Sanders 1,000*
Mr. George C. Watt 1,000*
Mr. Theodore L. Wilkinson 1,000*
Others 73,000

Mr. Willis L. M. Reese 1,000*
345 Meadowview Ave.
Hewlett, Long Island, N. Y.

Mr. John E. Reeves 2,500*
Reeves Bros., Inc.
1271 Avenue of the Americas
New York, New York 10020

The Honorable Stanley R. Resor 5,000
320 Park Avenue
New York, New York 10022

Mr. Meshulam Riklis 50,000
Chairman of the Board & President
Rapid American Corp.
711 Fifth Avenue
New York, New York 10022

NEW YORK

Mr. Julian H. Robertson, Jr.
10 Hanover Square
New York, New York 10005

26,581.87

Mr. Joseph Salzman 1,500*
130 East 39th Street
New York, New York

Rockefeller Family
c/o Mr. George Hinman
30 Rockefeller Plaza
New York, New York

200,000 T

Mr. Merrill Kerby Saunders 10,000
43 West 61st Street
New York, New York

Mrs. Abby R. Mauze 50,000
Mr. & Mrs. John D. Rockefeller 50,000
Mr. & Mrs. Laurence Rockefeller 50,000
Honorable & Mrs. Nelson Rockefeller 50,000

Mr. & Mrs. John M. Schiff 15,000
912 Fifth Avenue
New York, New York 10028

Mr. Donald Roan
504 West Sullivan Street
Olean, New York 14760

2,000*

Mrs. Evelyn Sharp 16,376.96
700 Fifth Avenue
New York, New York 10019

Mr. Philip Rosen
75 Echo Bay Drive
New Rochelle, New York

2,000*

Mr. Sherwood W. Smith 1,000*
One West Main Street
Rochester, New York

Mr. & Mrs. Peter B. Ruffin
Mobil Building
150 East 42nd Street
New York, New York 10017

41,000

Mr. Edward Staley 1,000*
3 Chalford Lane
Scarsdale, New York

Mr. & Mrs. Adolph Rust
140 Broadway
New York, New York 10005

20,000

Mr. Foye F. Staniford, Jr. 1,000*
901 Lexington Avenue
New York, New York 10021

Mr. & Mrs. Robert Salant
330 Fifth Avenue
New York, New York

1,000*

Mr. Mike Stein 1,000
The Bali Company
666 Fifth Avenue
New York, New York 10019

Employees of Salomon Brothers
One New York Plaza
New York, New York 10004

100,000

Mr. Saul Steinberg 250,000
280 Park Avenue
New York, New York 10017

Mr. William E. Simon

Mr. James Steward 3,000*
160 East 65th Street
New York, New York

Mr. Whitney Stone 22,000
965 Fifth Avenue
New York, NY

NEW YORK

Employees of St. Regis Paper Company 19,000 T
150 East 42nd Street
New York, New York

Mr. William R. Adams 1,000*
687 Smith Ridge
New Canaan, Connecticut

Mr. Homer Crawford 1,000*
1170 Fifth Avenue
New York, New York

Mr. Roy K. Ferguson 6,000*
65 Mores Hill Road
Oyster Bay, New York

Mr. Stephen P. Kaptain 2,000*
7 Nolen Lane
Darien, Connecticut

Mr. George J. Kneeland 2,000*
347 Parkside Road
Harrington Park, New Jersey

Mr. James E. Kussman 2,000*
33 Driftway Lane
Darien, Connecticut

Mr. Edward J. McMahon 2,000*
700 East Drive
Oradell, New Jersey

Mr. William E. Caldwell 1,000*
38 Turtleback Road
New Canaan, Connecticut

Other 2,000

Mr. Edward O. Sullivan 5,000*
RFD 2, Leander Lane
Mt. Kisco, New York

Mr. Leon Templeman 10,000 73
529 Fifth Avenue
New York, New York

Mr. & Mrs. Robert V. Tishman 5,000*
1095 Park Avenue
New York, New York 10028

NEW YORK

Mr. Juan T. Trippe 2,500*
Pan American Building
New York, New York 10017

Colonel Oliver J. Troster 1,500*
92 Franklin Avenue
Yonkers, New York

Mr. Frank P. Tufaro 3,000*
35 Maplewood Road
Hartsdale, New York

Employees of U. S. Steel 18,300 T
71 Broadway
New York, New York 10006
(President - Edgar B. Speer)

Mr. Wilbert A. Walker 1,000*
Mr. Edwin H. Gott 2,000*
Mr. R. H. Larry 1,500*
Mr. Robert C. Tyson 2,000*
Other 11,800

Mr. Max Urbahn 2,500
521 Fifth Avenue
New York, New York

Mr. & Mrs. Elisha Walker, Jr. 100,000
63 Wall Street
New York, New York 10005

Mr. & Mrs. DeWitt Wallace 100,000
High Winds
Byram Lake Road
Mt. Kisco, New York 10549

Mr. Cornelius S. Walsh 1,000*
140 Broadway
New York, New York

Mr. & Mrs. Irving Warshauer 18,000
c/o Nathan Tannenbaum & Co.
570 - 7th Avenue
New York, New York

NEW YORKNORTH CAROLINA

Mr. H. G. Wellington, Jr. Piping Rock Road Locust Valley, L. I., New York	3,000*	Burlington Industries, Inc. Box 21207 Greensboro, North Carolina 27420	10,500 T
		Mr. Ely R. Callaway, Jr.	2,500 *
		Mr. Horace C. Jones	2,500 *
Mr. Maurice Wereblud 393 7 th Avenue New York, New York	1,000*	Mr. William A. Klopman	1,500 *
		Mr. Charles F. Myers	2,500 *
		Mr. George L. Staff	1,500 *
Mr. Cornelius V. Whitney 230 Park Avenue New York, New York	9,000	Mr. Hugh G. Chatham c/o Chatham Manufacturing Company Elkin, North Carolina 28621	5,000
Mr. Walter F. Williams New York, New York	1,250*	Cone Mills Corporation 1201 Maple Street Greensboro, North Carolina 27405	7,700 T
		Mr. Clarence N. Cone	2,000 *
Mr. Robert Winthrop 20 Exchange Place New York, New York	8,000	Mr. C. E. Connelly	1,500 *
		Mr. John E. Field	1,500 *
		Mr. Lewis S. Morris	2,700 *
Mr. Forwood Wiser 605 Third Avenue New York, New York 10016	1,000*	Mr. David J. Conroy 36 Sunset Summit Asheville, North Carolina	3,500 *
Mr. John H. Wishnick 20 Meadow Road Scarsdale, New York 10583	1,000*	Mr. & Mrs. Stanley Frank P. O. Box 20687 Greensboro, North Carolina	5,000 *
Mr. William D. Witter One Battery Park Plaza New York, New York	1,000	Mrs. Ann D. Frisch 696 Grandview Drive N. E. Concord, North Carolina	2,000
Mr. John O. Zimmerman Amityville, New York	1,025*	Mr. James G. Hanes P. O. Box 1413 Winston Salem, North Carolina 27102	1,000 *
		Mr. Walter A. Kerr Route 1, Fairfield Park Roxboro, North Carolina 27573	2,000

NORTH CAROLINA

Mr. Frank H. Kenan
P. O. Box 2637
Durham, North Carolina

1,000 *

Mr. James King
3712 Arbor Way
Charlotte, North Carolina

2,000

Mr. Albert Laughey
3601 Fountain Hill Ridge
Charlotte, North Carolina

2,000

Mr. Met R. Poston
5 West Avon Parkway
Asheville, North Carolina 28804

3,550 *

Mr. Claude Ramsey, Jr.
9 Fairway Place, Biltmore Forest
Asheville, North Carolina 28803

3,000 *

Mr. H. H. Winger, Jr.
15 East Forest Road
Asheville, North Carolina 28803

1,125 *

NORTH DAKOTA

Mr. Leo Anderson
P. O. Box 1676
Fargo, North Dakota 58102

1,000 *

OHIO

Mr. Raymond Armington
7921 Eagle Road
Willoughby, Ohio

1,000 *

Mr. Loren M. Berry
3170 Kettering Boulevard
Dayton, Ohio 45401

102,000

Mr. G. Biddle
Oglebay Norton Company
The Hanna Building
Cleveland, Ohio 44115

3,000 *

Mr. Jerome Blonder
2968 Glengary Road
Cleveland, Ohio

2,000 *

Mrs. Glenn Donnell
1614 South Main Street
Findlay, Ohio

3,000 *

Employees of Ernst & Ernst
1300 Union Commercial Building
Cleveland, Ohio 44122

88,000

Mr. Louis R. Fiore
1400 Provident Tower
Cincinnati, Ohio 45202

1,000 *

Mr. Harvey Firestone, Jr.
1225 West Market Street
Akron, Ohio 44313

48,712.20

Mr. Raymond C. Firestone
1200 Firestone Parkway
Akron, Ohio

63,440.68

Mr. Donald Foy
Kettering Box 2323
Dayton, Ohio 45429

3,000 *

Mr. Norman Gebhart
4545 Southern Boulevard
Dayton, Ohio

1,060 *

OHIO

Employees of Goodyear Tire & Rubber Company 45,000 T 72 20,20

1144 East Market Street
Akron, Ohio 44316

Mr. and Mrs. Russell DeYoung 5,000 *
Other 40,000

Mr. Alan Gressel 5,000
Building Systems, Inc.
3113 Prospect
Cleveland, Ohio

Mr. David S. Ingalls 6,000 *
1560 Union Commerce Building
Cleveland, Ohio 44115

Mr. Carl H. Lindner & Mr. Robert H. Lindner 149,968.96
American Financial Corporation
One East 4th Street
Cincinnati, Ohio 45202

Employees of Marathon Oil Company 40,000 T

539 Main Street
Findlay, Ohio 45840

Mr. J. D. Anderson 1,000 *
Mr. G. A. Clark 1,000 *
Mr. R. M. Churchwell 1,000 *
Mr. G. M. Donnell 2,000
Mr. J. C. Donnell II 9,000
Mr. J. R. Donnell 3,000
Mr. N. G. Dumbros 1,000 *
Mr. E. A. Graham 1,000 *
Mr. J. H. Herring 1,000 *
Mr. C. R. Jetton 1,000 *
Mr. F. C. Moriarty 1,000 *
Mr. R. E. Rhea 1,000 *
Mr. G. R. Schoonmaker 1,000 *
Mr. G. H. Young 6,000
Other contributions 10,000

Mr. James J. Nance 1,000 *
55 Public Square
Cleveland, Ohio 44113

Mr. Louis Nippert 8,000
2300 Central Trust Tower
Cincinnati, Ohio

OHIO

Mr. Louis F. Polk, Jr. 24,211.16
Box 967
Dayton, Ohio 45401

Employees of Republic Steel 11,350 T
Republic Building
Cleveland, Ohio 44101

Mr. H. L. Allen 1,000
Mr. W. B. Boyer 1,000
Mr. W. J. De Lancey 1,000
Mr. E. A. Murray 1,000
Mr. R. E. Waldo 1,000
Mr. Thomas F. Patton 1,000 *
Others 5,350

Mr. and Mrs. Kent H. Smith 250,000
Woodstock Road
Gates Mills, Ohio 44040

Mr. George M. Steinbrenner 100,000
1210 Investment Plaza
Cleveland, Ohio 44114

Mr. Vernon Stouffer 25,000
12700 Lake Avenue
Lakewood, Ohio

Miss Louise F. Tate 1,000 *
4001 Carew Tower
Cincinnati, Ohio 45202

Timken Family 44,000 T
Mrs. Louise B. Timken 12,000
The Timken Corporation
Canton, Ohio

Mr. and Mrs. W. R. Timken 14,000
6551 Mill & Dalis Rd., N.W.
Canton, Ohio

Mr. W. R. Timken, Jr. 8,000
Timken Company
1835 Deubec, S.W.
Canton, Ohio 44706

Mr. Ward J. Timken 5,000
First National Bank
Canton, Ohio
Ms. Edith T. Toot 2321 Brentwood Road NW 5,000
Canton, Ohio

OREGON

Mr. Albert C. Meyer 1,000 *
440 Granite Street
Ashland, Oregon 97520

OHIO

Mr. E. Clare Weber 1,000 *
13515 Shaker Boulevard
Cleveland, Ohio 44120

Mr. Cyrus T. Walker 1,000 *
02484 SW Military Road
Portland, Oregon 97219

PENNSYLVANIA

Mr. Robert L. Weston 1,000 *
3955 Euclid Avenue
Cleveland, Ohio

Employees of Aluminum Company of America 11,800 T
1501 Alcoa Building
Pittsburgh, Pennsylvania 15219

Mr. Preston Wolff and Wolff Family 25,000 73
Columbus Dispatch
Columbus, Ohio

Mr. John D. Harper, Chairman 8,000 73
Other 3,800

OKLAHOMA

Mr. Kenneth Adams 1,000 *
P. O. Drawer A
Bartlesville, Oklahoma

Lt. General Milton Baker 1,000 *
14 Farison Road
Wayne, Pennsylvania

Mr. B. B. Blair 1,000 *
704 Atlas Life Building
Tulsa, Oklahoma 74103

Mr. Herbert Barness 6,000 *
Cold Spring Creamery Road
Doylestown, Pennsylvania

Mr. William Brown 1,000 *
1707 Elmhurst
Oklahoma City, Okla.

Employees of Bethlehem Steel Co. 49,002.05 T
701 East Third Street
Bethlehem, Pennsylvania 18016

Mr. Luther T. Dulaney 1,000 *
100 N. W. 44th
Oklahoma City, Okla.

Mr. Edward D. Bickford 2,500 *
Mr. Ivor D. Sims 2,500 *
Mr. James H. Walker, Jr. 1,250 *
Mr. Stewart S. Cort 2,500 *
Mr. Lewis W. Foy 2,500 *
Mr. John D. Briggs 1,250 *
Mr. Edward P. Leach 1,250 *
Mr. C. Thompson Stott 2,500 *
Mr. John O'Connell 1,250 *
Mr. F. W. West, Jr. 1,250 *
Mr. D. Blickwede 1,250 *
Mr. John C. Howard 1,250 *
Mr. Bernard Broeker 2,500 *
Mr. C. W. Ganzil 1,250 *
Mr. Albert M. Reed 2,500 *
Mr. Richard M. Hurd 1,250 *
Mr. C. William Ritterhoff 1,250 *
Mr. Francis Van Nuys 1,250 *
Other contributions 17,752.05

Mrs. Claude Harmon 1,000 *
2440 E. 28th Street
Tulsa, Oklahoma, 74114

Employees of Phillips Petroleum 100,000 73
Mr. W. W. Keeler
1118 South Dewey Avenue
Bartlesville, Oklahoma

Mr. Ben Voth 24,048.48
823 South Detroit
Tulsa, Okla. 74120

Mr. Robert Blough 1,000 *
Blooming Grove
Hawley, Pennsylvania

Mr. & Mrs. Charles P. Williams 9,000 73
2540 East 30th Street
Tulsa, Okla, 74114

Mr. Howard Butcher 38,000
700 Spring Mill Road
Villanova, Pennsylvania 19085

Mr. David R. Williams, Jr. 8,844.82
321 South Boston
Tulsa, Okla 74103

Mrs. C. B. Churchman 1,000 *
924 Muirfield Road
Bryn Mawr, Pennsylvania

PENNSYLVANIA

Mr. A. W. Connor 1,250 *
721 - 13th Avenue
Bethlehem, Pennsylvania

Mr. John H. DeVitt 1,000 *
5275 Wolf Road
Erie, Pennsylvania

Mr. John T. Dorrance 34,800
1543 Monk Road
Gladwyne, Pennsylvania 19035

Mr. Lawrence Penningher, Jr. 1,250 *
701 East Third Street
Bethlehem, Pennsylvania

Miss Helen Clay Frick 10,000
7200 Pennsylvania Avenue
Pittsburgh, Pennsylvania 15208

Mr. Howard S. Kaltenborn 1,400 *
Gateway Towers
Pittsburgh, Pennsylvania 15222

Mr. Thomas B. McCabe 1,000 *
Scott Plaza
Philadelphia, Pennsylvania 19113

Mr. T. J. Miers 1,000 *
425 North Melville Street
Pittsburgh, Pennsylvania 15312

Mr. Howard C. Petersen 1,000 *
Broad and Walnut Streets
Philadelphia, Pennsylvania

Miss Ethel Pew 30,000
1601 Walnut Street
Philadelphia, Pennsylvania

Mr. W. Crocker Pew 30,000
1608 Walnut Street
Philadelphia, Pennsylvania

PENNSYLVANIA

Mr. Richard Scaife 1,000,000
Box 1138
Pittsburgh, Pennsylvania 15230

Mr. Joseph Segal 13,000
The Franklin Mint
Franklin Center, Pennsylvania

Mrs. Philip Sharples 2,000 *
Grays Lane
Haverford, Pennsylvania

Mr. and Mrs. John F. Steinman 2,000 *
8 West King Street
Lancaster, Pennsylvania

Mr. Clarence A. Warden, Jr. 3,000 *
Cottesmore
Haverford, Pennsylvania

Mr. R. J. Wean, Jr. 1,000 *
Scaife Road
Sewickley, Pennsylvania 15143

Employees of Westinghouse Electric 35,460 T
Mr. Vern S. Atwater, President 2,460
3 Gateway Center
Pittsburgh, Pennsylvania 15222

Mr. Donald C. Burnham, Chairman 2,500 *
3 Gateway Center
Pittsburgh, Pennsylvania 15222

Other 30,500

Mr. Charles W. Wolf 1,000 *
112 Baltimore Street
Gettysburg, Pennsylvania 17325

SOUTH CAROLINA

Mr. Collie W. Anderson 508 North Broad Clinton, South Carolina	5,000
Mr. Hal Byrd P. O. Box 1296 Spartanburg, South Carolina	4,101.50
Mr. J. Willis Cantey 1400 Westminster Drive Columbia, South Carolina	2,500 *
Mr. Hugh M. Chapman 5033 Wittering Drive Columbia, South Carolina	2,500 *
Mr. James A. Chapman, Jr. c/o Inman Mills Inman, South Carolina	8,400
Mr. and Mrs. Hugh W. Close c/o Springs Mills, Inc. Fort Mill, South Carolina 29715	24,000 *
Ms. Juanita Cooper 100 Parkdale Drive Greenville, South Carolina	15,000
Mr. Henry Dekker c/o Hoechst Fibers, Inc. P. O. Box 5887 Spartanburg, South Carolina 29301	10,000
Mr. Frederick B. Dent c/o Mayfair Mills Arcadia, South Carolina 29320	10,500
Mr. John M. Hamrick Box 548 Gaffney, South Carolina 29340	3,000 *

SOUTH CAROLINA

Employees of Lyles, Bissett, Carlisle & Wolff P. O. Box 7 Columbia, South Carolina	20,000 T
Mr. T. J. Bissett	2,000
Mr. W. A. Carlisle	2,000
Mr. W. Davis Hunnicutt	2,000
Mr. Robert T. Lyles	2,000
Mr. William G. Lyles, Jr.	8,000
Other	4,000
Mr. Gordon McCabe 89 Woodvale Avenue Greenville, South Carolina	1,000
Mr. E. S. McKissick, Jr. c/o Alice Manufacturing Company Box 392 Easley, South Carolina 29640	15,000
Mr. Buck Mickel 201 Boxwood Lane Greenville, South Carolina 29601	3,000 *
Mr. Roger Milliken 234 South Fairview Avenue Spartanburg, South Carolina	84,000
Mr. Walter S. Montgomery c/o Spartan Mills Spartanburg, South Carolina	20,000
Mr. John S. Reaves 710 South Petty Street Gaffney, South Carolina 29340	1,000 *
Mr. James C. Self c/o Greenwood Mills Drawer 1017 Greenwood, South Carolina 29646	18,000
Ms. Gloria W. Smith 617 North Street Greenwood, South Carolina	18,000

TENNESSEESOUTH CAROLINA

Mr. Rodman T. Spruill Route 3 Laurens Highway, Box 123A Clinton, South Carolina 29325	2,000		Mr. J. Bayard Boyle Box 601 Memphis, Tennessee	1,000 *
Mr. Richard C. Thomson 614 Lyman Street Gaffney, South Carolina 29340	1,000 *		Mr. Jack Bush RFD 4 Dandridge, Tennessee	2,000 *
Mr. Robert P. Timmerman c/o Graniteville Company Graniteville, South Carolina 29829	5,000	73	Mr. Everett R. Cook P. O. Box 16092 Memphis, Tenn.	2,500 *
Mr. Robert M. Vance c/o Clinton Mills Clinton, South Carolina 29325	12,000		Dixie Yarns, Inc. P. Box 751 Chattanooga, Tenn. 37401	15,000 T
			Mr. Robert T. Davis, Jr.	3,000
			Mr. J. Burton Frierson	9,000
			Mr. A. Ward Peacock	3,000
			Mr. Hubert Fisher P. O. Box 16902 Memphis, Tenn.	2,500 *
			Mr. Frank Jones P. O. Box 16902 Memphis, Tenn. 38116	2,500 *
			Mr. Winston Handwerker P. O. Box 16902 Memphis, Tenn. 38116	2,500 *
			Mr. Jack C. Massey 3rd National Bank Building Nashville, Tenn. 37219	249,999.96
			Mr. Richard C. Thatcher, Jr. Seven Bartram Road Lookout Mountain, Tenn.	4,000 *
			Wilson Family 4343 Glen Eden Drive Nashville, Tenn. 37205	100,000T
			Mr. David K. Wilson	25,000
			Mrs. Anne Potter Wilson	25,000
			Mrs. Valerie Blair Potter	50,000

TENNESSEE

Mr. Justin P. Wilson
95 White Bridge Road
Nashville, Tenn.

1,000 *

TEXAS

Mr. and Mrs. Herbert Allen
P. O. Box 1212
Houston, Texas 77001

2,000

Mr. Robert H. Allen
Gulf Resources & Chemical Corp.
2125 Tenneco Building
Houston, Texas 77002

100,000 73

713-227-3477

Mr. Isaac Arnold, Jr.
500 Jefferson Building
Houston, Texas

10,000

Mr. Isaac Arnold
500 Jefferson Building
Houston, Texas

11,000

Mrs. Holt Atherton
315 Westover
San Antonio, Texas 78209

3,000*

Mr. & Mrs. Perry Bass
45 Westover Road
Ft. Worth, Texas

20,000 73

Mr. Bernard L. Brown
5707 Meletio Lane
Dallas, Texas

1,125*

Mr. Edgar W. Brown, Jr.
P. O. Box 400
Orange, Texas 60670

150,000

Mr. George R. Brown
P. O. Box 3
Houston, Texas 77001

9,958.04

Mr. John B. Butler
2138 Bank of the Southwest
Houston, Texas 77002

1,000*

TEXAS

Mrs. James H. Clement
King Ranch
Kingsville, Texas

2,000*

Mr. R. M. Collie
Chairman, Incom Inc.
Houston, Texas

1,000 73

Mr. Earl Combest
2020 Live Oak
Dallas, Texas

1,000*

Mr. Eugene Constantin, Jr.
2807 Mercantile Bank Building
Dallas, Texas 75201

1,000*

Mr. Harry H. Cullen
Cullen Center Bank & Trust
Houston, Texas

10,000

Mr. Roy H. Cullen
Cullen Center Bank & Trust
Houston, Texas

11,000

Mr. Omer A. Dreiling
1709 Christoval Road
San Angelo, Texas

1,000*

Mr. Samuel C. Dunlap II
420 Wiltshire Avenue
San Antonio, Texas

1,000*

Mr. W. E. Dyche, Jr.
1200 Houston First Savings Building
Houston, Texas 77002

1,000

Mr. Harrell Edmund Chiles
P. O. Box 186
Fort Worth Texas

3,000*

Mr. Hubert M. Eitel
7118 Elmridge Drive
Dallas, Texas

1,125*

TEXAS

Mr. James A. Elkins
Vinson, Elkins, Searis & Smith
1st City National Bank Building
Houston, Texas 77001

15,000 73 TEXAS

Mr. John E. Elliott
1122 Colorado Street
Austin, Texas

1,000*

Mr. Albert Bel Fay
515 Houston Avenue
Houston, Texas 77007

30,241.99

Mr. Ernest Bel Fay
2304 First City National Bank Building
Houston, Texas 77002

2,000*

Mr. Herbert J. Frensley
P. O. Box 3
Houston, Texas

4,759.63
5,000.00 73 9,759.63 T

Mr. and Mrs. John A. Gillin
1049 1 Main Place
Dallas, Texas 75250

5,000*

Mr. Jake Hamon
4738 Shadywood Lane
Dallas, Texas 75209

25,000 73

Mr. William C. Harvin
3000 1 Shell Plaza
Houston, Texas

1,000*

Mr. Howard Hughes
Texas

16,666.66

Mr. Joseph C. Hutcheson III
2157 Troon Road
Houston, Texas

1,000*

Mr. G. Jewell, Jr.
3000 1 Shell Plaza
Houston, Texas

1,000*

Mr. Bernard G. Johnson
5050 Westheimer
Houston, Texas 77027

1,500*

Mr. Howard Keck
P. O. Box 1521
Houston, Texas

10,000

Mr. Baine P. Kerr
900 Southwest Tower
Houston, Texas

1,000*

Mr. W. S. Kilroy
1908 First City National Bank Bldg.
Houston, Texas

6,000

Mr. Robert Kleberg
King Ranch
Kingsville, Texas

100,000

Mr. and Mrs. William H. Lane
2157 Troon Road
Houston, Texas

24,000 73 14.0

Mr. Theodore N. Law
3701 Allen Parkway
P. O. Box 3348
Houston, Texas 77001

14,000

Mr. Harding L. Lawrence
Chairman of the Board and President
Braniff Airways, Inc.
Braniff Airway Bldg.
Dallas, Texas 75235

50,000 73

Mr. and Mrs. J. Hugh Liedtke
5561 Briar Drive
Houston, Texas 77027

23,348.61

and
Mr. William C. Liedtke, Jr.
3 Longbow Lane
Houston, Texas 77024

TEXAS

Mr. Louis Linenberger
Box 670
Bastrop, Texas

1,000*

Employees of Ling-Temco-Vought 95,250
Box 5003
Dallas, Texas 75222

Mr. John T. Maginnis
2157 Troon Road
Houston, Texas

1,000*

Mr. Forbes J. Mann
5106 Shadywood Lane
Dallas, Texas

1,500*

Mr. L. F. McCollum
P. O. Box 2081
Houston, Texas

2,000

Mr. James McDonald
1709 Victory Street
Wichita Falls, Texas 76301

1,500*

Mr. Samuel G. Meason
2232 S. Piney Point
Houston, Texas

2,000*

Mr. Gerald M. Monroe
1204 Canterbury Court
Arlington, Texas

1,000*

Mr. John J. Moran
7920 Westpark Drive
P. O. Box 36329
Houston, Texas

101,008.23

Mr. Robert Mosbacher
1300 Main Street
Houston, Texas 77002

24,675.00

TEXAS

Mr. Clint Murchison & Mr. John Murchison 50,000 73
Dallas Cowboys Professional Football Team
5738 N. Central Expressway
Dallas, Texas

Mr. Hugh Neuhaus 14,574.94
The Houston Club Bldg.
724 Travis
Houston, Texas 77002

Mr. Alvin G. Padilla, Jr. 1,000*
711 Serenade
San Antonio, Texas

Mr. Lawrence S. Reed 1,000*
506 Bank of the SW Building
Houston, Texas 77002

Mr. G. L. Rowsey 1,000*
P. O. Box 127
Center Point, Texas 78010

Mr. Favez Sarofim 1,000*
1405 First City National Bank
Houston, Texas

Mr. Dudley Sharp 1,000*
109 North Post Oak Lane
Houston, Texas

Brigadier General Thomas P. Stafford 1,500 73
435 Bayou Drive
El Lago, Sea Brook, Texas 77586

Mr. Perry Stevens 1,000*
P. O. Box 341
Fredericksburg, Texas

Mr. Peter P. Stewart 1,000
Stewart Company
428 Meadows Building
Dallas, Texas 75206

TEXAS

Employees of Texas Eastern Trans. 30,000
 P. O. Box 2521
 Houston, Texas 77001
 (President - George F. Kirby)

Employees of Texas Instruments 111,949 T
 P. O. Box 5474
 Dallas, Texas 75222

Constructive Citizenship Program 1,500

Mr. & Mrs. Cecil Green 24,692.09
 3908 Lexington Avenue
 Dallas, Texas 75205

Mr. Patrick E. Haggerty 13,797.91
 5455 Northbrook Drive
 Dallas, Texas 75220

Mr. J. Eric Jonsson 26,013.16
 3300 Republic Bank
 Dallas, Texas 75201

Mr. Eugene McDermott 26,013.17
 13500 North Central Expressway
 P.O. Box 5474
 Dallas, Texas 75222

Mr. Mark Shepherd, Jr. 9,913.65
 5006 Middlegate Road
 Dallas, Texas 75229

Mr. Harry C. Wiess 3,000*
 2 Sunset Road
 Houston, Texas

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WOODS EXHIBIT No. 3

THE WHITE HOUSE

WASHINGTON
October 7, 1971

MEMORANDUM FOR JOHN W. DEAN, III

FROM: JACK CAULFIELD

SUBJECT: BALLOT SECURITY FOR 1972 (SUPPLEMENT TO
EARLIER MEMO ON '72 SECURITY NEEDS)

This is in the form of a reminder. The President has very strong views on this subject emanating from the '60 campaign.

I am strongly recommending that Joe Woods be placed in charge of the nationwide effort in this regard. Juliana has considerable experience in this area resulting from his involvement with Lou Nichols in '68. He can be quite helpful in getting Joe started.

The President gave Joe personal instructions in this regard in '68 and, as I have indicated, delayed a flight out of Chicago in October '68 to go over the matter in detail. I am sure he would agree with my recommendation.

Rose and Joe tell me that friend Charlie Barr (Standard Oil Indiana - out of Chicago) is also expert and was deeply involved in '68 in both ballot security and absentee ballots overseas. I am sure the A.G. is familiar with this subject. He should be apprised of my recommendation and the information (Juliana) that Lou Nichols does not wish to be so involved this time.

NOTE:

Just occurred to me, Has anyone considered the potential for fraud vis a vis the 18 year old vote on campuses? Mardian might be the guy to take a hard look at that possibility!

SATURDAY, MARCH 23, 1974

**U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
*Washington, D.C.***

The Select Committee met, pursuant to notice, at 10:15 a.m., in room G-334, Russell Senate Office Building.

Present: Terry F. Lenzner, assistant chief counsel; Marc Lackritz, assistant majority counsel; Emily Sheketoff, research assistant.

Mr. LACKRITZ. This is a continuation of an executive session that was begun last Saturday morning with Mr. Jack Caulfield.

Mr. Caulfield, I would like to remind you that you are still under oath before the Senate Select Committee and ask your attorney if he has any objection to a Senator not being present in this morning's session?

Mr. SEARS. No; I do not.

Mr. LACKRITZ. First, I would like to ask just a general question, Mr. Caulfield. Do you have anything to change or add to your testimony of last Saturday morning? Is there anything you would like to add to that?

**TESTIMONY OF JACK CAULFIELD, ACCOMPANIED BY
JOHN P. SEARS, COUNSEL**

Mr. CAULFIELD. No.

Mr. LACKRITZ. I would like for you to turn to tab 31 * in the exhibit marked "Exhibit 1," I guess, from last Saturday, which is entitled "Operation Sandwedge." I would like for you to turn to page 5 again where you discuss the offensive capabilities of this proposal, and ask you again, item B, which refers to a "black bag" capability, could you describe again what that entailed, at least as far as you understood it?

Mr. CAULFIELD. As I indicated last week, the intention of "B" under "offensive" referred to a proposal which would have allowed a discreet carrying of moneys in secure fashion during the primaries or during the campaign itself. It had come to my attention that there had been a significant amount of moneys that were to be transported

* See Book 21, p. 9903.

during the course of a given campaign, and the proposal suggested a security capability which would have allowed the carrying of those moneys to and from whatever offices might be involved in a secure fashion.

Mr. LACKRITZ. I see, and that is the sum and substance of what a "black bag" capability is?

Mr. CAULFIELD. That is what my intention was in putting that down, and I would like to reiterate that I was never really given the opportunity to discuss any of the suggestions and proposals here.

As everyone knows, Operation Sandwedge as proposed did not ever materialize.

Mr. LACKRITZ. All right. Who did you initially envision to be the partners in this operation?

Mr. CAULFIELD. If it were approved there were a number of names that were proposed that might participate in the proposal. I think further on in the memo I suggested the names of individuals that might be considered. Let's see. I indicate here a gentleman by the name of Joseph Woods, Mr. Vernon Acree.

Mr. LACKRITZ. That is Mike Acree, right?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. All right. Who else, that may not be listed there?

Mr. CAULFIELD. I also considered, but did not put in the document, the possibility of a gentleman by the name of Roger Barth, who might have been an attorney to be connected with the proposed corporation.

Mr. LACKRITZ. How about Mr. Ulasewicz?

Mr. CAULFIELD. Mr. Ulasewicz would have been considered to perform investigative duties in connection with the proposal as well as myself.

Mr. LACKRITZ. What were Mr. Ulasewicz' responsibilities going to be in this operation. Was he not going to head up the New York part of the operation?

Mr. CAULFIELD. I am just looking for that section that refers to that. Mr. Ulasewicz, if he—if this thing had materialized—would have been considered for the area indicated "offensive" on page 5.

Mr. LACKRITZ. I see, and why would Mr. Ulasewicz be considered for this particular responsibility?

Mr. CAULFIELD. I think it is fair to say that his background would have allowed him an opportunity to participate in the gathering of political intelligence.

Mr. LACKRITZ. Because of the work he had done for you in the previous couple of years and his other background?

Mr. CAULFIELD. Yes; his background in the New York City Police Department.

Mr. LACKRITZ. On the following page, on page 6 in the bottom paragraph, you talk about "the offensive involvement outlined above." You discuss an individual that you just referred to as your source. You said, "my source would be charged with setting up and supervising this operation."

Mr. CAULFIELD. Yes. I was referring there potentially to Mr. Ulasewicz.

Mr. LACKRITZ. I see. I take it you never used Mr. Ulasewicz' name in any memorandums you wrote?

Mr. CAULFIELD. No; I did not.

Mr. LACKRITZ. And when you referred to Mr. Ulasewicz in these memorandums, did you generally refer to him as your source?

Mr. CAULFIELD. If it were appropriate to do so; yes.

Mr. LACKRITZ. All right. Now, under each of the individuals that you have listed later on in the memo, the first item that you have listed under their names is "cover." What did you mean by "cover"? For example, for yourself, for Mr. Woods, for Mr. Acree?

Mr. CAULFIELD. Well, if I can just comment on the document in its totality so that it is understood what the aim and purpose of the document was, as I viewed it, the thrust of the whole concept in actuality was to attempt to establish—and I have indicated this in other forums in a rather self-serving fashion, an in-place private detective organization which, following the campaign, would be ready to engage in private detective work in the private sector, and I viewed this document as a selling document designed to interest people in the concept. And the document was written primarily with that in mind to create interest on the part of people who might conceivably be interested in some of the proposals outlined here. It was written in that fashion to create interest. Now, when you get down to the word "cover," in effect this was part of the selling procedure and the implication that the whole matter was clandestine in fashion is unfortunate because of the way it now reads 3 years later.

Mr. LACKRITZ. Do you mean to say you do not feel this was going to be a clandestine operation?

Mr. SEARS. I think it is fair to say that he felt he was attempting to get approval to set up a corporation that would do this kind of work, but that would not be known publicly, necessarily. The major function they would be performing for at least the next year or 2, or whatever it would have been, was in relation to security involved in the Republican campaign.

Mr. LACKRITZ. I understand that.

Mr. SEARS. So in the sense of the word "cover" as used here, I think it was more in that line of thinking, that there would be no public announcement that this new corporation was to function as totally in control of the security of this organization.

So the word "cover" here I think was probably used to indicate that there were substantial reasons on the parts of all of the people that would be involved—why they would be setting up an independent organization.

Mr. LACKRITZ. I understand that. Mr. Sears. I guess my only question to Mr. Caulfield is that, in other words, it was your hope that this organization would be clandestine in the sense that it would not be a public operation in terms of its functions and personnel and operations? Is that correct?

Mr. CAULFIELD. Yes; I think that is a fair description.

Mr. LACKRITZ. Did you have any discussions with any of the individuals, either named in this document or Mr. Ulasewicz or Mr. Barth, about setting up this private security?

Mr. CAULFIELD. I had discussions with Mr. Woods, Mr. Acree, Mr. Barth, and to a lesser degree with Mr. Ulasewicz on the concept of

a private security entity that would function during a campaign and be in place to conduct business following the 1972 campaign.

Mr. LACKRITZ. Did you ever discuss this matter with Mr. Miles Ambrose?

Mr. CAULFIELD. I discussed the concept of a private detective agency with Mr. Miles Ambrose, but I never discussed the concept as outlined in this document with Mr. Ambrose.

Mr. LACKRITZ. I see. In other words, prior to this time you had thought about and discussed it with other individuals, the formation of a private detective or security agency.

Mr. CAULFIELD. For some time prior to the writing of this document I have had significant and substantial discussions with not only Mr. Ambrose, but with other people. This was my intent upon leaving the White House, to set up a private detective organization and flowing from those conversations and that type of thinking was, as I have indicated just a few minutes ago, the concept that upon conclusion of my Federal service I would like to be associated with a private security organization in the private sector. And again, I viewed the timing of this document and the way it was written as an opportunity to accomplish that, and I do admit that it was highly self-serving in this fashion, attempting to interest the people who were about to go into the 1972 campaign.

Mr. LACKRITZ. Right, I understand.

Mr. CAULFIELD. OK.

Mr. LACKRITZ. Let me ask you this: Did you discuss this particular concept with either Mr. Woods, Mr. Acree, Mr. Barth, or Mr. Ulasewicz, before you drafted this document?

Mr. SEARS. When you say "this particular concept," do you mean this document in its entirety?

Mr. LACKRITZ. I mean the concept of the security entity for the purposes of the 1972 campaign.

Mr. CAULFIELD. Yes, I did.

Mr. LACKRITZ. When did you first discuss this with any of these individuals?

Mr. CAULFIELD. That would be very difficult for me to put a date on. It was just as I have indicated, there were ongoing general conversations about a security entity, the 1972 campaign, the need for security during the 1972 campaign and in that context prior to writing the document, I did discuss it.

Mr. LACKRITZ. Who did you discuss it with first? Do you recall?

Mr. CAULFIELD. No, I do not recall.

Mr. LACKRITZ. Did you discuss it very often with Mr. Ulasewicz?

Mr. CAULFIELD. Well, I discussed it with Mr. Ulasewicz, the concept of a future private security organization in social conversation on a number of occasions, yes.

Mr. LACKRITZ. Well, did you have a meeting with any of these individuals to discuss this particular concept?

Mr. CAULFIELD. Yes, we had one meeting some time during the summer of 1971 where this concept was discussed.

Mr. LACKRITZ. And who was present at this meeting?

Mr. CAULFIELD. Myself, Mr. Barth, Mr. Acree, and Mr. Woods.

Mr. LACKRITZ. Mr. Ulasewicz was not present?

Mr. CAULFIELD. Mr. Ulasewicz was not present.

Mr. LACKRITZ. During what part of the summer was this meeting? Was it toward the end of the summer, do you recall?

Mr. CAULFIELD. I believe it was toward the end of the summer, as best I can recall.

Mr. LACKRITZ. By this time had you drafted this particular document entitled "Operation Sandwedge?"

Mr. CAULFIELD. I am not certain whether that was drafted before or after. I could not put a time on when this was drafted and when that conversation took place. I have difficulty narrowing that down.

Mr. LACKRITZ. In other words, all of the items that would have been mentioned in this document would have arisen in the discussion you had that day either as proposals or the fact that they had already been drafted on the document?

Mr. CAULFIELD. I do not know if we ever got into those specifics.

Mr. SEARS. Were your discussions with them more in line with whether they would be interested in participating in something like this, or in line of getting suggestions from them on what to put in such a document? Which would you say that they were?

Mr. CAULFIELD. I have difficulty remembering which came first, the chicken or the egg. I just do not recall. I do not know the exact date of the document and I do not know the exact date of our meeting. I do know that we discussed the possibility of this entity going forward. I do know that I had some conversations with Mr. John Dean about it and whether or not this was already written as a proposal or was about to be written as a proposal at the time of the meeting with Mr. Barth, Mr. Acree, and Mr. Woods, I do not know.

Mr. LACKRITZ. Did Mr. Acree indicate any interest in participating in this kind of an operation?

Mr. CAULFIELD. Yes, he did and Mr. Barth did and Mr. Woods did, but it was all very iffy, the "iffy" being whether or not there was going to be interest in supporting it financially and that was always up in the air and eventually it came to pass that there was no interest on the part of the people that Mr. Dean was talking to.

Mr. LACKRITZ. But you say all of these people were interested in joining in this kind of organization?

Mr. CAULFIELD. I think it is fair to say that these people were interested in the concept of a private security firm being in place following the campaign and participating in an organization that would have directed itself to private security requirements during the course of the campaign. It was on that basis that the discussions took place and there was general agreement that yes, everyone was interested and if funding could be obtained, these people would be willing to participate, providing the funding was substantial enough.

Mr. LACKRITZ. Did you discuss where the funding was going to come from?

Mr. CAULFIELD. It was to be assumed as proposed in the document that a number of corporations would retain the new corporation and the moneys coming off those retainers would be used to establish the emerging corporation.

Mr. LACKRITZ. In other words, some of the specific ideas in this document were discussed at that meeting you had with these other individuals, such as where funding was going to come from?

Mr. CAULFIELD. Such as where funding was going to come from—yes. I do not know if we got into the specific details as contained in the proposal.

Mr. LACKRITZ. How did you decide to enlist the aid of Joe Woods in this proposal?

Mr. CAULFIELD. If this entity was to be funded in substantial fashion, there would have been, as I envisioned it, for the principals, a rather substantial salary for each of the principals, and Mr. Woods is the father of 11 children. He is a friend of mine.

Mr. LACKRITZ. How did you meet him, Mr. Caulfield?

Mr. CAULFIELD. I met him through the course of the 1968 campaign and, of course, I am a close friend of his sisters and he, as I understood it, he had gone into the private security field in Chicago and I felt if there were funding for the corporation proposal, that this would be an appropriate way to give him an opportunity to enlarge his security business out in Chicago.

Mr. LACKRITZ. I see. So you broached the subject with Mr. Woods as a security concern primarily, is that correct?

Mr. CAULFIELD. That is correct.

Mr. LACKRITZ. It was never discussed as a public relations organization, was it?

Mr. CAULFIELD. Public relations organization?

Mr. LACKRITZ. It was primarily a security operation, not a public relations operation?

Mr. CAULFIELD. That is correct.

Mr. LACKRITZ. Did you discuss this particular proposal with Rose Mary Woods?

Mr. CAULFIELD. Only in the sense that I indicated, that I was interested in establishing a security entity, and that if I could get funding for it, I would be looking to offer a principal position to her brother. I did mention that to her.

Mr. LACKRITZ. Did you explain to her what the functions of this security organization would possibly be in the upcoming campaign?

Mr. CAULFIELD. If I did, it would only be in general terms. I do not recall ever going into specifics with her.

Mr. LACKRITZ. Did you discuss it with her on more than one occasion?

Mr. CAULFIELD. Only in the sense that I think Joe Woods came in one time to that meeting that I just referred to and I indicated that we had met and were discussing the corporate proposal.

Mr. LACKRITZ. What was her reaction to this proposal? Did she encourage it?

Mr. CAULFIELD. I think she was noncommittal. It was something she stayed out of.

Mr. LACKRITZ. Do you know if she gave any advice to her brother about whether or not to get involved in this?

Mr. CAULFIELD. I do not know.

Mr. LACKRITZ. Do you recall ever going out to dinner or lunch with Miss Woods and her brother to discuss the formation of a private security entity?

Mr. CAULFIELD. I have been to Miss Woods' house with her brother and her sister-in-law present, but I never recall—I know

for a fact that I never went out to lunch with the two of them specifically to discuss this.

Mr. LACKRITZ. How frequently have you been to her house?

Mr. CAULFIELD. It is difficult to say.

Mr. LACKRITZ. On more than one occasion?

Mr. CAULFIELD. Yes; more than one occasion.

Mr. LACKRITZ. You say you have been to her house on more than one occasion?

Mr. CAULFIELD. Yes; on a social basis.

Mr. LACKRITZ. And you were present at her home with her brother and sister-in-law on one occasion that you recall specifically?

Mr. CAULFIELD. Yes. It is possible that it came up at that time, but I don't believe so. I think Mr. Woods and his wife were in, just visiting Washington and I was invited over.

Mr. LACKRITZ. When was that, do you recall?

[Mr. Caulfield nods in the negative.]

Mr. LACKRITZ. Was it at this time that Mr. Woods came in and met with you at your home?

[Mr. Caulfield nods in the negative.]

Mr. LACKRITZ. It definitely was not?

Mr. CAULFIELD. No, I am saying I don't recall. If you are asking for dates in this time frame I just don't have them. I would say I recall being at the house and Joe Woods and his wife being there and I was invited over. A couple of other people were there, but I don't remember.

Mr. LACKRITZ. You mentioned earlier that you were very good friends with Miss Woods. Did you see her on a frequent basis from the time you began working in the White House?

Mr. CAULFIELD. Well, we were both employees of the White House. Yes; I saw her very frequently.

Mr. LACKRITZ. And did she understand basically what your responsibilities were in your job?

Mr. CAULFIELD. That is a tough question. As you know I handled a number of matters across the board, some having to do with law enforcement. She knew that I worked very closely with the Secret Service and with law enforcement matters. I think that was her understanding of my role.

Mr. LACKRITZ. Did you ever discuss with her what kind of activities you were responsible for, what kind of activities you were getting involved in?

Mr. CAULFIELD. I did not get into that with Miss Woods.

Mr. LACKRITZ. For example, did she have any understanding that you were conducting any investigations?

Mr. CAULFIELD. Well, she could have made that assumption, but I have no recollection of discussing any specifics with her.

Mr. LACKRITZ. Did she know or did you ever tell her that you had employed a private investigator in the private sector to carry out certain investigations?

Mr. CAULFIELD. I have no recollection of ever mentioning that to her.

Mr. LACKRITZ. Did you ever tell her about the fact that you had an individual who would get certain kinds of political information for you?

Mr. CAULFIELD. I do not ever recall discussing—you are referring obviously to Mr. Ulasewicz. I don't ever recall discussing Mr. Ulasewicz with Miss Woods.

Mr. LACKRITZ. Did you ever go to her to ask her for information for the purpose of—in pursuit of an investigation that you were conducting?

Mr. CAULFIELD. The only thing that I can recall in that context was one time that was concern for the whereabouts of young Donald Nixon, and if I am not mistaken, I think we discussed his whereabouts and if I am not mistaken, Mr. Ehrlichman had asked if Mr. Ulasewicz could determine where young Donald Nixon was. And I think that she had some information indicating that he might have been out in California and I discussed with her the details that she had, so that Mr. Ulasewicz's job might be easier in locating young Donald Nixon.

Mr. LACKRITZ. Did you explain to her the purpose for your asking this information?

Mr. CAULFIELD. I don't understand the question.

Mr. LACKRITZ. Did you say, "I need this information because I am trying to find him and get him out of trouble," or did you tell her that you understood that he was in some trouble, or did you explain to her any of your reasons for wanting to know his whereabouts?

Mr. CAULFIELD. I do not recall specifically, but if Mr. Ehrlichman had asked me to locate young Donald Nixon and Rose Woods had some information as to where he might be, I would have explained that to her in order to more quickly get to the bottom of where he was and what he was doing.

Mr. LACKRITZ. Did you explain to her that you had someone else who was going to try and go out and find him?

Mr. CAULFIELD. Yes, but I am fairly certain I did not indicate any who, what, when, and where.

Mr. LACKRITZ. But, in other words, there was an individual that you did not identify—that you said you were going to have to find him and get him out of trouble?

Mr. CAULFIELD. I am not sure I put it that way. I'm not sure in my mind whether I said, "I have an individual," or "I have the capability to make an inquiry where Donald Nixon is." You know, that is just a blur in my mind.

Mr. LACKRITZ. But it would have been one of those kinds of comments.

Mr. CAULFIELD. In all likelihood; yes.

Mr. LACKRITZ. And I take it she was helpful on that occasion?

Mr. CAULFIELD. Yes; she obviously has been very close to the family and would have had access to that information.

Mr. LACKRITZ. During what period of time was this request to find young Donald Nixon? Do you recall that?

Mr. CAULFIELD. I haven't the foggiest.

Mr. LACKRITZ. Was it before or after you asked to monitor that Secret Service project—the Secret Service project involving the surveillance of Donald Nixon?

Mr. CAULFIELD. I think it was probably after. It was the summertime, as I recall, and my guess would be in the summer of 1971—no, no; it would probably be the summer of 1970, but I don't have the foggiest notion of the date at this time.

Mr. LACKRITZ. Did you ever tell Miss Woods about the Secret Service project that you were involved in monitoring?

Mr. CAULFIELD. Not that I recall.

Mr. LACKRITZ. Do you have any knowledge that Miss Woods was aware of that project at the time it was going on?

Mr. CAULFIELD. None specifically. She might have been.

Mr. LACKRITZ. Did you ever get back to Miss Woods on this particular question of young Donald Nixon? Did you ever tell her that you had located him?

Mr. CAULFIELD. Yes; I recall telling her that he was located somewhere out in the mountains of California and he was residing with some friends and there did not appear to be any improprieties involved on his part other than the fact that he was keeping company with some young gentlemen who also resided in the area.

Mr. LENZNER. Do you know where Rose Mary Woods got the information as to Donald Nixon's location?

Mr. CAULFIELD. No, and I can only assume——

Mr. LENZNER. Well, you don't know?

Mr. CAULFIELD. I don't know; no.

Mr. LENZNER. Did she go away and come back with it or did she have it when you asked her?

Mr. CAULFIELD. It might well be that I could only give you an opinion because I do not know for a fact, but it might well be that the whole matter of young Donald Nixon being missing, if you will, emanated from the family and she—it is no secret that she was very close to the family and it could have come down through Mr. Ehrlichman in that way and, as I recall him giving me the assignment to ascertain where he was. So it is quite possible that it originated with Rose Mary Woods and I went to the source in an attempt to see if there was more specific information available to make the task easier.

Mr. LENZNER. Jack, it was fairly well known around the White House that you were a person who had investigative capabilities, is that not true? I mean it was not a secret that was maintained among just yourself, Mr. Dean, and Mr. Ehrlichman. Others knew about it.

Mr. CAULFIELD. I would question that.

Mr. SEARS. I think you have to divide that into two parts. I don't think it was a well-known fact that Mr. Ulasewicz was——

Mr. LENZNER. No; I am saying that Jack had access to an investigative capability.

Mr. SEARS. I think it was somewhat known. We could debate the use of the term "well known," but it was probably known that if someone wanted to have some checking done about a newspaper file or investigative work of that kind, it was rather simple, that Jack had the capability to do that. But things of that kind had to be cleared through either Mr. Ehrlichman or Mr. Dean, it is my understanding.

Mr. CAULFIELD. Yes; and it was no secret that my background was detective in the New York City Police Department. I would like to repeat, as I have repeated a number of times, that a good part of my activities at the White House encompassed work with the Federal law enforcement agencies. Now I suppose it is fair to say that a number of people at the White House were under the impression that I was engaged in law enforcement work and I think it is too broad a statement to say that it was very well known that I was engaged in investigative work.

Mr. LENZNER. Just to cut you short, Jack, did Rose Woods ever ask you to conduct anything herself—pertaining to information, herself, at any time?

Mr. CAULFIELD. I just indicated the one that comes to mind. It is possible that there were others, but nothing comes to mind at the second.

Mr. LENZNER. Are you saying the only time you remember is when she requested information on the whereabouts of Donald Nixon?

Mr. CAULFIELD. At this moment, unless you give me—

Mr. LENZNER. No; I'm asking you for your recollection.

Mr. CAULFIELD. That is my recollection. That is what comes to mind right off the bat.

Mr. LENZNER. Did she hire your wife at one time?

Mr. CAULFIELD. No; she didn't hire my wife. At one time she indicated that she had some work to do and would my wife be able to come in on a volunteer basis and do some work in her office.

Mr. LENZNER. What was the nature of the work?

Mr. CAULFIELD. Well, as far as I know it had to do with clerical work in the office. My wife indicated when she went over there that it was her understanding that it was to be kept confidential and I did not pry. But she was not hired.

Mr. LENZNER. She got paid.

Mr. CAULFIELD. Well, she received a gift at the conclusion of the work. She was not salaried.

Mr. LENZNER. How much was the gift?

Mr. CAULFIELD. It was a Christmas gift, as I recall, and I think it was \$200.

Mr. LENZNER. And did you ever on any occasion receive a gift of cash or some other kind of gift from Miss Woods yourself?

Mr. CAULFIELD. Me, myself?

Mr. LENZNER. Yes.

Mr. CAULFIELD. No.

Mr. LENZNER. So did you receive the cash for your wife or did Miss Woods give it directly to your wife?

Mr. CAULFIELD. I believe Miss Woods gave it to my wife.

Mr. LENZNER. So you never received an envelope of cash from Miss Woods at any time?

Mr. CAULFIELD. No.

Mr. LENZNER. And you are saying that your wife—how long did your wife work there?

Mr. CAULFIELD. I do not recall exactly. It must have been a couple of months. I believe it was the fall of 1971 or 1970.

Mr. SEARS. Well, which was it now?

Mr. CAULFIELD. I guess it was 1970.

Mr. LENZNER. Are you saying now that it was your recollection that it was 1970?

Mr. CAULFIELD. If I had to guess.

Mr. LENZNER. I'm not asking you to guess, I'm asking you to remember.

Mr. CAULFIELD. I don't know.

Mr. LENZNER. You don't know when you wife worked for Miss Woods?

Mr. CAULFIELD. I can find out. I can check with my wife.

Mr. LENZNER. And you don't know the nature of the work?

Mr. CAULFIELD. It was clerical in nature and my wife indicated it was confidential and asked me not to pry and I did not pry.

Mr. LENZNER. And you never learned what she did over there?

Mr. CAULFIELD. She was putting records together, was all that I was able to determine. She went in and worked a couple of hours a day. She would go in to beat the traffic and come home before the traffic started.

Mr. SEARS. I believe he has stated at other forums that his feeling is that it was Christmastime. That's an impression I just wanted to add to the record.

Mr. CAULFIELD. I did not pry.

Mr. SEARS. I don't think he means to convey the attitude that there was any reason not to pry, but he just didn't pay that much attention to what it was.

Mr. CAULFIELD. Well it was confidential in nature and I respected that.

Mr. LENZNER. Where did Miss Woods get the money that she gave your wife?

Mr. CAULFIELD. I don't know.

Mr. LACKRITZ. Well, we have gotten a little bit afield from where we started originally. I would like to get back to the meeting you had as individuals to discuss the Sandwedge proposal, to discuss the formation of the security organization at your home in the late summer of 1971. How long was that, Mr. Caulfield? Do you remember?

Mr. CAULFIELD. It was not at my home. It was at the Fairfax Country Club.

Mr. LACKRITZ. At the Fairfax Country Club?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. How long was the meeting at the Fairfax Country Club?

Mr. CAULFIELD. It was just a luncheon meeting. I would say 2 hours.

Mr. LACKRITZ. Two hours, and your purpose was to find out whether these individuals were interested in joining this operation and possibly to get any of their ideas.

Mr. CAULFIELD. That is basically what the meeting was all about; yes.

Mr. LACKRITZ. And just to repeat, you do not know whether or not this document was drafted prior to this meeting or subsequent to this meeting?

Mr. CAULFIELD. I cannot recall. I could not even give you a date for the meeting. I remember it was in the summertime. I believe it was in the summertime.

Mr. LACKRITZ. I take it then from your testimony last week that this document was solely your work, that you drafted it alone without any other assistance, is that correct?

Mr. CAULFIELD. Other than preliminary discussions with Mr. Dean about the entire concept—he asked me to put my thoughts on paper—there was nobody else.

Mr. LACKRITZ. Were there any drafts of this document before it reached this form that your circulated to anyone?

Mr. CAULFIELD. Not that I can recall.

Mr. LACKRITZ. All right. After the document was drafted, did you show it to anyone else other than Mr. Dean?

Mr. CAULFIELD. I remember showing it to Mr. Acree. Now, I do not know whether it was in draft form or this form. I can't recall.

Mr. LACKRITZ. You showed it to Mr. Acree?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Where was that?

Mr. CAULFIELD. In my office.

Mr. LACKRITZ. In the White House?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Did you show it to Mr. Barth?

Mr. CAULFIELD. I do not know whether I showed it to Mr. Barth or not. I do not recall.

Mr. LACKRITZ. Did you show it to Mr. Joe Woods?

Mr. CAULFIELD. I remember discussing it in my office with Mr. Woods. I do not recall, again, whether or not I showed this document to him.

Mr. LACKRITZ. To refresh your recollection, did you not, in fact, when you were discussing it in your office with Mr. Woods, take out the document and have him read it while he was in your office?

Mr. CAULFIELD. It's possible.

Mr. LACKRITZ. But you do not recall that?

Mr. CAULFIELD. I do not recall specifically. I remember Mr. Woods being in my office and discussing the proposal. Now whether or not I showed him the document, I do not know. I remember clearly showing it to Mr. Acree and that is all that I can testify to.

Mr. LACKRITZ. When Mr. Woods was in your office to discuss this proposal, this was subsequent, I take it, to the meeting you had that summer with the four individuals?

Mr. CAULFIELD. I would say yes.

Mr. LACKRITZ. So that by the time he was in your office, this document had, in fact, been drafted; is that correct?

Mr. CAULFIELD. I would say yes.

Mr. LACKRITZ. To your knowledge, did he discuss this document or proposal with anyone else?

Mr. CAULFIELD. I don't know.

Mr. LACKRITZ. Do you recall if he called his sister Rose Mary when he was in your office discussing this proposal with you?

Mr. CAULFIELD. I do not recall that at all.

Mr. LACKRITZ. When did you show the document to Mr. Acree? This was after the meeting at the Fairfax Country Club?

Mr. CAULFIELD. It would have been around the same time that it was discussed with Mr. Woods.

Mr. LACKRITZ. Did you discuss the specifics in the document with Mr. Acree at the time you showed it to him?

Mr. CAULFIELD. Yes; I am sure that I did.

Mr. LACKRITZ. So you discussed the various proposals for offensive intelligence gathering capabilities?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Did you discuss with him the "black bag" capability?

Mr. CAULFIELD. Yes; and I think it is fair to say that any discussion of that type would have been just as I have indicated.

Mr. LACKRITZ. I just wanted to know if you had discussed that with Mr. Acree. I take it the answer to that question is "Yes."

Mr. CAULFIELD. The answer is that we discussed the document. If you are asking whether or not we specifically and solely focused on "black bag" as you describe it—

Mr. LACKRITZ. That was not my question, Mr. Caulfield. The only question was if, in the course of discussing this document—

Mr. CAULFIELD. I remember discussing the document with him and I remember no such conversation about focusing on black bag.

Mr. LACKRITZ. I didn't ask you if you focused on it, Mr. Caulfield, and I think you answered the question before that you did discuss black bag capability with Mr. Acree during the discussion.

Mr. CAULFIELD. As I understood it; yes.

Mr. LACKRITZ. What was Mr. Acree's reaction to this document at that meeting?

Mr. CAULFIELD. It would have been fine.

Mr. LACKRITZ. In other words, he approved of the document and the proposal?

Mr. CAULFIELD. Sure, as posture.

Mr. LACKRITZ. Was he disappointed when the funding and approval for this did not come through?

Mr. CAULFIELD. I do not know if he was disappointed. We were both hopeful. I think it is fair to characterize our reaction to the document—we were hopeful that we could become engaged in the 1972 campaign and that there would be a private security entity in place at the end of the campaign.

Mr. LACKRITZ. All right. When you discussed the document with Mr. Woods at the other meeting in your office, did Mr. Woods give his general approval to this?

Mr. CAULFIELD. To the concept; yes.

Mr. LACKRITZ. Did you discuss any of the specifics of the proposal with Mr. Woods at the meeting in your office?

Mr. CAULFIELD. I do not believe so.

Mr. LACKRITZ. Then I take it the next thing that happened with respect to this was that you forwarded the document on to Mr. Dean, is that correct?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Could you just narrate—

Mr. SEARS. Could we go off the record just a second?

Mr. LACKRITZ. Sure.

[Discussion off the record.]

Mr. SEARS. May we have the question again?

Mr. LACKRITZ. The question again was: What happened next after this document was drafted and could you narrate it in some detail? I think it would speed up this process. What happened next to the proposal?

Mr. CAULFIELD. I believe that Mr. Dean—this already had been submitted to Mr. Dean prior to the discussions with Mr. Acree, Mr. Woods, and then it was just a question of determining whether or not the concept would be accepted, No. 1; and No. 2, if it would be funded. And from that point on it began to get very fuzzy. It became clear within 1 month or 2 after that the matter was not going to be accepted and sometime toward the fall of 1971 it was clear that there was to be no Operation Sandwedge and no private security firm as postured in the document.

Mr. LACKRITZ. Did Mr. Dean indicate to you who he showed the document to?

Mr. CAULFIELD. As far as I know he never indicated who he showed the document to. He indicated that he was discussing the document with certain people. It was my impression that he might have been discussing it with Mr. Mitchell, but I do not know that for a fact and I do not know for a fact if this document ever was shown to them.

Mr. LACKRITZ. Did he indicate to you why he could not get approval for the document or proposal as postured?

Mr. CAULFIELD. Not in clear-cut terms. I think it possibly could be described as his attitude toward letting me know, just let it hang there and sooner or later it will go away. I viewed it as a delaying mechanism.

Mr. LACKRITZ. When you finally found out that the proposal was not going to be approved, did you keep copies of this proposal in your files after that? What did you do with them?

Mr. CAULFIELD. I kept a copy in my file. Mr. Dean had a copy, and I, subsequently—when I destroyed my papers upon leaving the White House, I destroyed this as well.

Mr. LACKRITZ. So you destroyed all of your copies of Operation Sandwedge?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Did you have any discussions with—

Mr. LENZNER. Let me interrupt there for a second. As I understand the process at the White House—and John, you may correct me if I am wrong—but I have seen some documents that reflect this. When you leave the White House an inventory is made of your documents and your files and a decision is made as to what papers are your personal papers and what belongs to the President.

Mr. SEARS. I think that is the procedure, at least I cannot speak other than from my own experience when I was there; but I think that was it then.

Mr. CAULFIELD. I received no guidance in that area and bear in mind that I left the White House in March of 1972. I made the judgment without conferring with anybody about what papers would remain and which would not remain and anything having to do with my investigative activities, I made the decision unilaterally

to put them in the burn bag when I was leaving; and that I did and this was amongst those documents included.

Now, Mr. Dean, and I assume Mr. Ehrlichman as well, had copies of memos that I had written. You have them in your files here. But putting it in the time frame of March 1972, I just made the conscious decision that I was leaving and these were papers that I felt should not be lying around, and I did.

Mr. LENZNER. If Dean and Ehrlichman had copies of them, I don't quite understand why you thought it made any difference if you destroyed them or not, Jack. I don't understand that.

Mr. CAULFIELD. As I said, not receiving any guidance, John speaks about a procedure that was not brought to my attention, and I just kept personal papers that I have had at home and brought them in and gave them to John. They are just personal notes, memorabilia; that's all I kept upon leaving the White House. And nobody asked me any questions about them.

Mr. LENZNER. Do they reflect your activities while you were in the White House?

Mr. SEARS. No, they do not.

Mr. LENZNER. Are those personal papers?

Mr. CAULFIELD. They are personal notes from people. The only reason I kept them is I thought they might be interesting to my grandchildren, strictly of a personal nature. Anything having to do with my work was put in the burn bag.

Mr. LENZNER. Are there any notes that relate or refer to your work at the White House?

Mr. CAULFIELD. None; none at all. And again, this was done in March of 1972, and I received no guidance, no questions from anyone.

Mr. LACKRITZ. All right, Mr. Caulfield. Did you have any discussions with Mr. John Buckley about this proposal to form a private security organization?

Mr. CAULFIELD. No.

Mr. LACKRITZ. Do you know Mr. Buckley?

Mr. CAULFIELD. I know him by name and I think I've seen him in the White House mess on a couple of occasions.

Mr. LACKRITZ. Have you ever called him or spoken to him on the telephone?

Mr. CAULFIELD. I know he worked over at HEW. The only thing that comes to mind about Mr. Buckley is the conversation we had way back in September when you raised the issue and I gave you some information which you found interesting at that time.

Mr. LACKRITZ. I am just curious if you knew Mr. Buckley before that time?

Mr. CAULFIELD. I may have met him; I may have seen him. I recall specifically seeing him and I may have been introduced to him, my recollection is, at the White House mess.

Mr. SEARS. Did you ever discuss this security concept with him?

Mr. CAULFIELD. This one? No. Or any security concept with him; no.

Mr. LACKRITZ. Did you ever discuss any security concept with Charley Barr?

Mr. CAULFIELD. Charles Barr I have never met nor spoken to. I think he is a fellow out in Chicago who handled voting fraud, I think, in 1960. That's the only thing I know about him.

Mr. LACKRITZ. But you never spoke to Charley Barr about the formation of a private security corporation?

Mr. CAULFIELD. I don't know Mr. Barr. I've never spoken to him.

Mr. LENZNER. Did Rose Woods or Joe Woods ever suggest that he be a part of your security outfit?

Mr. CAULFIELD. No. In the discussions with Joe Woods about a private security organization, one of the things that would have been considered would have been an attempt to minimize potential voting fraud in Illinois, and I think, if I am not mistaken, Joe Woods mentioned Charley Barr as having been so engaged in 1960. That is the only thing that rings a bell with Charley Barr.

Mr. LENZNER. Did Rose Woods recommend that Barr be hired or ask to play a role in the 1972 election to avoid election fraud in Illinois?

Mr. CAULFIELD. That doesn't ring a bell with me.

Mr. LENZNER. So the answer is "no"?

Mr. CAULFIELD. The answer is "no."

Mr. LACKRITZ. Mr. Caulfield, could you turn to tab 6 * of exhibit 1 from last week, and the first document there is a memorandum for Bud Krogh from John Dean, dated July 20, 1971.

In the middle paragraph of that memo, Dean's memo states: "Attached are copies of these tax returns and you will note that Brookings received a number of large Government contracts."

Do you recall getting copies of these tax return forms of the Brookings Institution from Mr. Dean?

Mr. SEARS. Could we go off the record just a second?

[Discussion off the record.]

Mr. SEARS. We can go back on the record. Could we have the question again, please?

Mr. CAULFIELD. To simplify this matter here I think I will short circuit—

Mr. SEARS. Could we have the question again, please?

Mr. LACKRITZ. The question initially was: Did you recall obtaining copies of the Brookings Institution's tax returns?

Mr. CAULFIELD. Well, I want to respond in this way to that: Apparently there was an interest in the tax-exempt foundations at the White House and there were a number of people doing some work in this area. Now, John Dean turned over to me a series of papers, much of which had appeared in public print, and among those papers was tax information. My impression now is that would have been obtainable from the public records.

Mr. SEARS. Your thought at the time was that that would have been obtainable through public records.

Mr. CAULFIELD. Yes. And this information was part of a large batch of papers having to do with the whole subject of foundations. Now I think, if I am not mistaken, the memorandum here from Mr. Dean to Mr. Krogh is a little bit of literary license, if you will,

* See Book 21, p. 9771.

when he indicates, "I requested that Caulfield obtain the tax returns of the Brookings Institution to determine if there is anything we might do by way of turning off money."

I think all that amounts to is me bringing to Mr. Dean's attention the public record information regarding Brookings that was contained in the batch of papers.

Mr. LACKRITZ. Are you stating today that you did not obtain tax information from the Brookings Institution?

Mr. CAULFIELD. I have no recollection of obtaining tax information regarding Brookings Institution. I do state here that there was information contained in a series of papers regarding Brookings Institution and their tax status. My impression was that this was public information and I think attachment 8 under this tab is what I am referring to.

Mr. SEARS. Do you mean attachment No. 8 which says, "Schedule A, line A"?

Mr. CAULFIELD. Yes; schedule A, line A.

Mr. LACKRITZ. That is public information?

Mr. CAULFIELD. I recall that being mixed in with the papers that were turned over to me by John Dean.

Mr. SEARS. Did those papers contain information on other tax-exempt institutions?

Mr. LACKRITZ. No; just on Brookings.

Mr. LENZNER. Wait a second. These two sheets don't reflect any Government contracts to the Brookings Institution, so there must have been other documents that would not have been available to the public necessarily, that did reveal "Brookings received a number of large government contracts." Where did that information come from?

Mr. CAULFIELD. As I indicated, Mr. Lenzner, there was a substantial amount of information contained in a pile of papers 10 inches high that people had been working on, and it was all mixed in and my job in connection with the memorandum that is written here as to boil that all down into some sort of report which would focus on the whole issue of tax-exempt foundations.

Mr. LENZNER. This is beginning on pages—attachment A. Is this your report? The first line begins: "indicated below is an examination of the power, influence, and activities of the Ford Foundation." This is a report that you wrote?

Mr. CAULFIELD. Yes; based on the material that was given to me.

Mr. LENZNER. Given to you by whom?

Mr. CAULFIELD. John Dean.

Mr. LENZNER. Would you say it's all public testimony?

Mr. CAULFIELD. I say whatever is in there.

Mr. SEARS. He said his impression at that time is that all of that was contained in public record.

Mr. LENZNER. Did you attempt to obtain further information from the IRS on the Brookings Institution or the Ford Foundation?

Mr. CAULFIELD. I have no recollection of doing that. If I am not mistaken, all of the information contained here comes from the materials that were given to me. There was a massive amount of

material and I boiled it down to the three or four pages that are here.

Mr. LENZNER. If you look at page 5—

Mr. CAULFIELD. On what, Terry?

Mr. LENZNER. On your report—the fourth paragraph reads:

Commissioner Walters, according to these same IRS powers, has not yet exercised the firm leadership expected at the time of his appointment.

Now where did you learn that? From the documents that you say were public?

Mr. CAULFIELD. No; that information came from a conversation that I had with Mr. Barth.

Mr. LENZNER. So you did have some discussions with Mr. Barth in regard to these matters?

Mr. CAULFIELD. Yes; I did have a discussion with Mr. Barth; yes.

Mr. SEARS. Can we go off the record a second? We can shortcut this, I think.

[Discussion off the record.]

Mr. SEARS. All right. Now we can go back on the record.

This kind of thing is not something that just arose, any interest that they had in the Brookings Institution. Evidently they gained an interest directly in the Brookings Institution sometime later, but had had one in foundations for some time.

Mr. LENZNER. Let me ask this question, then, Mr. Caulfield. Did you ever ask Mr. Barth for any investigation or information with regard to the Brookings Institution?

Mr. CAULFIELD. No.

Mr. LENZNER. Now if you will look at page 5 again, in the paragraph directly above the paragraph I just referred to, it says, and these are your words:

For example, as a result of congressional pressure in 1969 an audit of the Ford Foundation was undertaken.

Mr. CAULFIELD. Where is that?

Mr. LENZNER. Above the paragraph on Commissioner Walters. Are you with me? "It is still ongoing with no tangible results or progress seen to date. Purposeful delay seems to be the chosen bureaucratic tactic."

Where did that information come from?

Mr. CAULFIELD. In all likelihood it came from Mr. Barth.

Mr. LENZNER. And is it not a fact that Barth was of the opinion that Commissioner Walters and others were not loyal to the administration, or do you want to rephrase that in your own words?

Mr. CAULFIELD. Yes; I would like to.

Mr. LENZNER. Go ahead and rephrase it.

Mr. CAULFIELD. Mr. Barth was apparently having difficulty with Commissioner Walters in terms of his own position at IRS, and in the course of conversations, social conversations that I would have with Mr. Barth, he would indicate his dissatisfaction with Commissioner Walters and felt that he and others under him were anti-administration and he made numerous comments and some of them are contained in the last paragraph on the same page that you are talking about which I quoted.

Mr. LENZNER. When you say they were antiadministration, how was that manifested, does Barth indicate?

Mr. CAULFIELD. Well; Mr. Barth was of the opinion that decisions were being made at IRS that were not in keeping with the aims and purposes of the Nixon administration.

Mr. LENZNER. Did that include the fact that the IRS would not do audits on specific people at the request of the White House?

Mr. CAULFIELD. No; that was not a part of the conversation with Mr. Barth.

Mr. LENZNER. You never discussed that with Mr. Barth on any occasion?

Mr. CAULFIELD. No.

Mr. LACKRITZ. Let me ask you this, Mr. Caulfield. These memos are dated July 20 and July 27, 1971. It was shortly after the publication of the Pentagon Papers by the New York Times. Did any other individual in the White House ever ask you to take action with respect to the Brookings Institution?

Mr. CAULFIELD. Are you referring now to Mr. Colson?

Mr. LACKRITZ. I am asking you about any individual.

Mr. CAULFIELD. I have already spoken to the request made to me by Mr. Colson at a previous meeting that we have had, and if you want me to discuss that, other than that specific instance, the answer is "No."

Mr. LACKRITZ. Then could you describe Mr. Colson's request to you? I take it, it was about this period of time, was it not?

Mr. CAULFIELD. Well, again—

Mr. LACKRITZ. The summer of 1971?

Mr. CAULFIELD. If you want to put in the timeframe of the summer of 1971, I would say "Yes."

Mr. LACKRITZ. What happened? What did Mr. Colson ask you to do?

Mr. CAULFIELD. Mr. Colson, during the period that we just indicated, called me into his office, which was a rather unusual procedure in and of itself, because I did not work for Mr. Colson—indicated he had had discussions with people he did not identify in the Presidential party out in San Clemente, and stated that there was a high-priority need to obtain papers from the office of a gentleman named Leslie Gelb, who apparently worked at the Brookings Institution in Washington. And Mr. Colson indicated that he thought that I could, in some fashion, obtain those papers. And I stated to Mr. Colson: "How do you propose that I obtain those papers?" And he made what I considered to be an asinine suggestion.

In substance, the suggestion was that the fire regulations in the District of Columbia could be changed to have the FBI respond to the scene of any fire in the District, and that if there were to be a fire at the Brookings Institution, that the FBI could respond and obtain the file in question from Mr. Leslie Gelb's office.

Mr. LACKRITZ. Did Mr. Colson suggest that you might start that fire?

Mr. CAULFIELD. It was implied. That was the implication of his statement, and I indicated to Mr. Colson I would like to think about it, and hastily left the office, and literally ran into the office of Mr.

Dean and advised him that if he was not going to take the next plane out to San Clemente, I was. Because the stupidity of the suggestion defied description, in my mind, and I so advised Mr. Dean, and told him that if he wasn't going out, I was going to go out and apprise Mr. Ehrlichman, who was out there with the Presidential party, of the asininity of the suggestion.

Subsequently, Mr. Dean did go out to California, and upon his return he advised me to forget about the matter, that it was not going to be pursued any further.

Mr. LACKRITZ. Did he ask you to take any other course of action with respect to the Brookings Institution?

Mr. CAULFIELD. He said, "While I am out there, ask Mr. Ulasewicz to go over and check, and find out what Brookings Institution is all about," who is in the building; and give him a report on that, which I did.

Mr. LACKRITZ. What was the purpose of your asking Mr. Ulasewicz to provide this information?

Mr. CAULFIELD. I do not follow the question.

Mr. LACKRITZ. Why did Mr. Dean want this information about who else was in the building? What value was that to Mr. Dean?

Mr. CAULFIELD. I think Mr. Dean was just doing the same thing that I was doing, attempting to delay any activities on the suggestion until such time as it could be terminated.

Mr. LACKRITZ. Did you ask Mr. Ulasewicz to, in fact, go case the building?

Mr. CAULFIELD. Well, I would object to the word "case" the building. He went to the building, took note of who was in the lobby of the building. I assume that I asked him to get a list of all of the people who occupied the building, and he did that. And he came back and reported that it was an eight-story building, which housed all kinds of major corporations and individuals of significant status, and I reported that back to Mr. Dean when he returned.

Mr. LACKRITZ. Then Mr. Dean told you to take no further action against the Brookings Institution?

Mr. CAULFIELD. That's right.

Mr. LACKRITZ. Did Mr. Ulasewicz write up a report for you on the Brookings Institution?

Mr. CAULFIELD. No.

Mr. LACKRITZ. So this information was communicated orally?

Mr. CAULFIELD. Orally; yes.

Mr. LACKRITZ. Do you have any other questions?

[Mr. Lenzner nods in the negative.]

Mr. LACKRITZ. Do you have any questions, Emily?

[Ms. Sheketoff nods in the negative.]

Mr. LACKRITZ. Do you know if Mr. Colson asked someone else to do a similar activity?

Mr. CAULFIELD. I never discussed it with Mr. Colson, other than at a wedding, when he raised the subject and thought it was a pretty funny joke.

Mr. LACKRITZ. When was this wedding?

Mr. CAULFIELD. This was in January of 1972, when Mr. Dean got married.

Mr. LENZNER. I take it nobody else was present when Colson discussed it with you on either occasion?

Mr. CAULFIELD. No.

Mr. LACKRITZ. As I understand your testimony, Mr. Caulfield, you did not specifically request any tax information about the Brookings Institution from Mr. Barth or Mr. Acree; is that correct?

Mr. CAULFIELD. I have no recollection of that. My recollection was, as I stated, that the information was already there.

Mr. LACKRITZ. Did you ever request tax information on any other specific individuals or foundations?

Mr. CAULFIELD. Let's go off the record.

[Discussion off the record.]

Mr. CAULFIELD. On the record again.

At other times, I was asked to make inquiry about certain tax matters, and I believe you have documents in your possession which I will be happy to discuss with you.

Mr. LACKRITZ. Before we get into the documents, do you have any recollection of any of the individuals or taxpayers whose returns, or information from their returns, you obtained?

Mr. CAULFIELD. Rephrase—just repeat the question.

Mr. LACKRITZ. Do you recall any specific requests that you made to either Mr. Acree, Mr. Barth, or any other individuals in the IRS, for information from the tax returns of any individuals or organizations?

Mr. SEARS. Well, the only problem in your question is your inclusion of the words, "from the tax returns," because I do not know.

Mr. LACKRITZ. I can rephrase that, John. Do you ever recall requesting any tax information about specific individuals or organizations from any individual in the IRS?

Mr. CAULFIELD. Off the record.

[Discussion off the record.]

Mr. SEARS. Could we have the question again, please?

Mr. LACKRITZ. Mr. Caulfield, do you recall ever requesting tax information about any specific individuals or organizations from anyone in the IRS?

Mr. CAULFIELD. I recall transmitting a request for tax information from Mr. Dean, period.

Mr. LACKRITZ. Do you recall any of the specific requests that Mr. Dean asked you to obtain?

Mr. CAULFIELD. Yes; I do. I recall the requests for tax information as to the tax status of Mr. John Wayne and Mr. Billy Graham.

Mr. LACKRITZ. Could you turn to tab 15 * of exhibit 1 from last week? Can you identify that first memorandum from yourself to John Dean, dated September 30, 1971?

Mr. CAULFIELD. Yes; that is mine, yes.

Mr. LACKRITZ. Those are your initials? They are somewhat faded.

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. I take it this is your report back to Mr. Dean on his request for information on the status of Billy Graham's and John Wayne's tax returns? You state in the second paragraph that a

* See Book 21, p. 9808.

"discreet check indicates that an anonymous telephone call may have initiated the audit." What do you mean by "discreet check"?

Mr. CAULFIELD. It simply means I called Mr. Acree and asked him to discreetly determine as requested.

Mr. LACKRITZ. Determination of what—how the audits are requested?

Mr. CAULFIELD. I think, if I recall correctly, the request was to make a determination as to whether or not Mr. Billy Graham was being harassed by the IRS.

Mr. LACKRITZ. Did Mr. Dean say where that request had come from?

Mr. CAULFIELD. No; and again, I want to repeat, so I make it more understandable to you. Very often Mr. Dean—in practically all the cases, Mr. Dean did not indicate where his assignments were coming from.

Mr. LACKRITZ. I understand that. I just wanted to know specifically, in this case. He didn't indicate to you that the President was interested in this case?

Mr. CAULFIELD. No; he did not.

Mr. LACKRITZ. When you say, "a back-door copy of the sensitive case report out of Atlanta has been viewed," how did you get a copy of that sensitive case report?

Mr. CAULFIELD. Mr. Acree showed it to me.

Mr. LACKRITZ. Is that normal procedure?

Mr. CAULFIELD. I don't know what you might characterize as normal. The White House making a request in this fashion would probably be considered abnormal, but—

Mr. LACKRITZ. Did you personally, Mr. Caulfield, view any other sensitive case reports?

Mr. CAULFIELD. No; not that I can recall.

Mr. LACKRITZ. But Mr. Acree did show you a copy of this particular case report?

Mr. CAULFIELD. Yes. I don't recall specifically, but it is indicated here, and I will say "Yes."

Mr. SEARS. Let's be clear on this. Do you recall or not? Did you see this report, or did he tell you about it?

Mr. LACKRITZ. Doesn't it say, Mr. Caulfield, "has been viewed?"

Mr. CAULFIELD. I know what it says. I just can't—

Mr. SEARS. Recall specifically what it is.

Mr. CAULFIELD. Whether he's editorializing here—I can't say for a fact whether or not there was literary license in that sentence, or whether or not I actually viewed it. I don't recall.

Mr. LACKRITZ. Wait a minute, Mr. Caulfield. I want you to think back. Do you recall writing this memorandum?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Would you write a memorandum saving, "a back-door copy of a sensitive case report out of Atlanta has been viewed," if you had not viewed it?

Mr. CAULFIELD. No. It's very possible that the back-door copy had been viewed by Mr. Acree, and described to me over the phone, and that's the way I'm reporting it there. I don't say that I saw it.

Mr. LACKRITZ. In any case, information from a sensitive case report was brought to your attention by Mr. Acree. That's correct, isn't it?

Mr. CAULFIELD. If Mr. Acree did, in fact—

Mr. LACKRITZ. Mr. Caulfield, the answer to the question is "Yes," isn't it?

Mr. SEARS. Yes.

Mr. CAULFIELD. Well, I don't know for a fact. Off the record for a second, please.

[Discussion off the record.]

Mr. LENZNER. Let's go back on the record.

What does "a back-door copy" mean, Mr. Caulfield?

Mr. CAULFIELD. I would interpret that to mean—

Mr. LENZNER. Well, you wrote it. What did you mean when you wrote it?

Mr. CAULFIELD. Yes, that's what I'm saying.

Mr. LENZNER. Go ahead and tell us what you meant when you wrote it.

Mr. CAULFIELD. My impression was that someone had viewed the sensitive case report, and reported what was contained on it. That's what I really meant by a "back-door copy," without an official, internal IRS request.

Mr. LENZNER. What was Mr. Acree's position at the IRS?

Mr. CAULFIELD. He was Assistant Commissioner for Inspection.

Mr. LENZNER. And in that position, did he not have regular access to sensitive case reports?

Mr. CAULFIELD. I am not familiar with the IRS procedures; whether or not he would have, officially or unofficially. I am not familiar with how that works.

Mr. LENZNER. Were you aware of whether Mr. Barth had access to sensitive case reports?

Mr. CAULFIELD. Yes; I was. But I hasten to add that sensitive case report, in all likelihood, is probably a very general procedure. I do know for a fact that part of Mr. Barth's duties were to keep the Secretary of the Treasury advised of sensitive case reports. Whether or not the same procedure down at the bureaucratic level is the same, I do not know.

Mr. LENZNER. All I am asking, Mr. Caulfield, is, Were you aware that Barth had access to sensitive case reports on a regular basis?

Mr. CAULFIELD. Now, I prefer that you would be more specific about sensitive case reports, because Mr. Barth had access to certain sensitive case reports.

Mr. LENZNER. Which case reports did he have access to?

Mr. CAULFIELD. Apparently, those which required that the Secretary of the Treasury be kept apprised on a monthly basis.

Mr. SEARS. Mr. Caulfield was aware of the fact that Mr. Barth—evidently, according to what Mr. Barth had told him in social conversation, I guess—performed the function of keeping the Secretary of the Treasury, whoever he was, briefed on so-called sensitive case reports. I do not know whether—I do not think that Mr. Caulfield was ever aware of what those case reports were, or who were involved in them. Is that correct?

Mr. CAULFIELD. No.

Mr. LENZNER. Are you saying, under oath again, that Mr. Barth never discussed the contents or existence of any of those case reports with you?

Mr. CAULFIELD. Absolutely.

Mr. LENZNER. Absolutely what?

Mr. CAULFIELD. Absolutely yes. I was never aware—I never discussed it with Mr. Barth.

Mr. LACKRITZ. He just said, "By the way, Jack, one of my duties is to brief the Secretary of the Treasury on the sensitive case reports."

Mr. CAULFIELD. That's right, precisely right, and I would not have the slightest notion of what individuals were contained in those sensitive case reports.

Mr. LACKRITZ. And you would not go to Mr. Barth to seek information about them when you received the request from Mr. Dean?

Mr. CAULFIELD. I would have referred them to Mr. Barth, since that was his assignment.

Mr. SEARS. This was not in the framework of a request to find out what was in a sensitive case report. This evidently came to him as a request to find out whether Mr. Graham was being harassed in his tax affairs.

Mr. LENZNER. And what information did you have as to what access Mr. Acree had to sensitive case reports?

Mr. CAULFIELD. I didn't even know if he could make that determination. He was the one I turned to at that time, considering the request because he was a friend of mine.

Mr. LACKRITZ. Mr. Barth was a friend of yours too, wasn't he?

Mr. CAULFIELD. Yes.

Mr. SEARS. I think it is fair to say that Mr. Caulfield was also the—Mr. Acree's responsibilities were involved in making sure that the agents of the IRS were not indulging in their own whims about who they audited and who they did not audit; that his responsibilities did have more to do with making sure that the agency functioned on a credible and reliable basis. And, therefore, if anyone was being harassed, that might be something that would fall in the line of Mr. Acree's line of work. Is that correct?

Mr. CAULFIELD. That is correct, and it just never dawned on me to contact Mr. Barth on a sensitive case report.

Mr. LENZNER. Is Mr. Sears' description an accurate description of what you perceived as your responsibilities vis-a-vis the IRS?

Mr. SEARS. I did not make any description of Mr. Caulfield's responsibilities. I was describing what I understood to be his understanding of Mr. Acree's responsibilities.

Mr. CAULFIELD. I would agree with that.

Mr. LENZNER. Off the record.

[Discussion off the record.]

Mr. LENZNER. Mr. Caulfield, were you ever aware of anyone in the White House receiving copies of sensitive case reports at any time?

Mr. CAULFIELD. No.

Mr. LENZNER. And your testimony today is that at no time did you ever see, observe, or copy a sensitive case report yourself.

Mr. CAULFIELD. That is correct.

Mr. LENZNER. I could not hear your.

Mr. CAULFIELD. That is correct.

Mr. LACKRITZ. All right, Mr. Caulfield, in tab 15 I would like for you to turn back to the note on White House notepaper to John W. Dean III from John J. Caulfield, dated October 6, 1971, a remark saying, "The Wayne complaint when viewed in the attached context, does not appear to be strong enough to be pursued."

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Can you identify that as coming from your office?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Turning the page, the following four pages appear to be information from audit examinations of individuals in the entertainment industry. Did you obtain that information for Mr. Dean?

Mr. CAULFIELD. Yes; I did.

Mr. LACKRITZ. And where did you obtain that information?

Mr. CAULFIELD. From Mr. Acree.

Mr. LACKRITZ. And how did Mr. Acree provide you with this information?

Mr. CAULFIELD. He turned it over to me at my office.

Mr. LACKRITZ. From what kinds of material? Did he turn over official documents to you or did he turn over this particular memorandum to you? Did you write this memorandum after receiving information?

Mr. CAULFIELD. I don't know whether I copied it or it was written in longhand in the form that appears here.

Mr. LACKRITZ. I see. And was this—did you obtain this kind of information from Mr. Acree on a regular basis?

Mr. CAULFIELD. No. This was the only occasion that I know of that information of this type was ever received.

Mr. LACKRITZ. And you say this information is from audit examinations of taxes of years past. Is that correct?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Turning to the third page of that attachment, there is a request for tax information in the middle of Mr. Ronald Reagan. I take it at that time Mr. Reagan was Governor of California still, was he not?

Mr. CAULFIELD. I guess so.

Mr. LACKRITZ. Did you suggest these individuals yourself to make the sampling or were these suggested for you by Mr. Acree?

Mr. CAULFIELD. These were selected by Mr. Acree as I recall.

Mr. LACKRITZ. Pursuant to your request?

Mr. CAULFIELD. Pursuant to my request to see whether or not—supportive of the request of making a determination as to whether or not Mr. John Wayne was being harassed.

Mr. LACKRITZ. Was this information communicated back to Mr. Wayne to your knowledge?

Mr. CAULFIELD. I have no knowledge of that.

Mr. LACKRITZ. All right. Off the record for a second.

[Discussion off the record.]

Mr. LACKRITZ. Mr. Caulfield, did you ever obtain information from the tax returns of Mr. Lawrence Goldberg?

Mr. CAULFIELD. Yes; I believe that I did.

Mr. LACKRITZ. Do you recall how the request was initiated?

Mr. CAULFIELD. I know there is a memorandum, and I believe it is in your possession. It would be helpful for me in recalling just how that came about.

Mr. LACKRITZ. If it will refresh your recollection, why do we not turn to tab 12 *; the first page of that attachment is a note from John J. Caulfield to John W. Dean, dated September 22, 1971. Can you identify that?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And the next page is a memorandum about Lawrence Goldberg. Do you recognize that as being your memorandum?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Would you like to take a moment to read that to refresh your recollection?

Mr. CAULFIELD. Yes, I have read it.

Mr. LACKRITZ. All right. Could you—do you recall that Mr. Dean requested you to obtain this information on Mr. Goldberg?

Mr. CAULFIELD. Yes. He wanted, as I recall, he wanted background information on Mr. Goldberg.

Mr. LACKRITZ. I see. Now, in the memorandum, in the one, two, three, fourth short paragraph there, you say, "I am waiting for results of an IRS check on Goldberg's financial status."

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. What do you mean by that?

Mr. CAULFIELD. I asked Mr. Acree to provide information on Mr. Goldberg's financial status.

Mr. LACKRITZ. What do you mean by financial status?

Mr. CAULFIELD. There was some, as I recall, in connection with the request there was some question as to whether or not Mr. Goldberg was financially sound.

Mr. LACKRITZ. For the purposes of establishing his reliability for working in the campaign. Is that correct?

Mr. CAULFIELD. That's correct.

Mr. LACKRITZ. The campaign of 1972?

Mr. CAULFIELD. That's correct. As I recall, he was about to go over to the Committee To Re-Elect and there was, if I am not mistaken, there was an allegation that he may not have been financially sound, and that was one of the aims of the inquiry.

Mr. LACKRITZ. When you say financially sound, do you mean solvent?

Mr. CAULFIELD. Solvent, yes.

Mr. LACKRITZ. So, did you then obtain information from Mr. Goldberg's tax returns to insure that he was financially solvent? [Pause.] Mr. Caulfield, I would just like to draw your attention to the last paragraph of your memorandum on that one page there. It says, "inasmuch as Goldberg is scheduled to function in 1701 in the Jewish area, consideration should be given to a potential question of loyalty with respect to the aims and purposes of that operation."

Does that not indicate that the purpose of this memorandum was more to check on Mr. Goldberg's political loyalty than his financial solvency, and in fact, is that not the thrust of that whole—

* See Book 21, p. 9796.

Mr. CAULFIELD. No, I wouldn't put it that way, just the way it's written. I think that the focus in the early part of the memorandum, regarding the request for financial information, was the thrust and focus of it, and I refer you to the first sentence of the memo which indicates that I had conferred with John McLaughlin.

Mr. LACKRITZ. Who is John McLaughlin?

Mr. CAULFIELD. He was then on the White House staff and came from that area, if I am not mistaken.

Mr. LACKRITZ. Is that Father McLaughlin?

Mr. CAULFIELD. Yes. And he referred me to Donald Wyatt, the U.S. marshal in Rhode Island, and I believe I had a conversation with him as well as a conversation with McLaughlin. I am fairly certain that John McLaughlin knew Lawrence Goldberg.

Now, the information regarding his active participation in Jewish groups emanated from the inquiry. It was not the purpose of the inquiry, as I recall, and some of the comments, if I am not mistaken, that I received, both from McLaughlin and Wyatt led me to make the comment that I did in the last paragraph.

So my answer to your question is that the aim and purpose of the inquiry was to establish whether or not Mr. Goldberg was financially solvent, and I followed through on that by speaking with Mr. Acree, and he provided the information that is contained on the last three pages.

Mr. LACKRITZ. I see, and that information comes directly from the tax return of Mr. Goldberg, is that correct?

Mr. CAULFIELD. Does it?

Mr. SEARS. Did you ever see Mr. Goldberg's tax return?

Mr. CAULFIELD. No, I never saw it.

Mr. LACKRITZ. But you were given this information?

Mr. CAULFIELD. By Mr. Acree. And in all likelihood, I indicated to Mr. Acree that Mr. Goldberg was going over to the Committee To Re-Elect and working in the Jewish area.

Mr. LACKRITZ. Mr. Caulfield, drawing your attention—actually there are four pages that are tax information, as I understand it.

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And the second page of that tax information, does that item not appear to be a Xerox of a tax return?

Mr. CAULFIELD. Which?

Mr. LACKRITZ. The second page.

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. That is a Xerox of a tax return?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And that was provided to you by Mr. Acree, is that correct?

Mr. CAULFIELD. That is correct.

Mr. LACKRITZ. Just turning back to your memo which encloses this material, you said in your memorandum to Mr. Dean that:

The information postures an extremely heavy involvement in Jewish organizational activity. I do not wish to raise this issue again. However, in my discretion, the Attorney General should be made discreetly aware of this.

What did you mean by that?

Mr. CAULFIELD. I mean exactly what it says.

Mr. LACKRITZ. Why did you want to have the Attorney General discreetly informed of this?

Mr. CAULFIELD. Because the Attorney General, October 6, 1971, was going to be the head of the campaign, and I did not feel that this was necessarily a problem in any area, but other than the fact that the information given to me by Mr. Acree indicated a heavy involvement with Jewish organizations. In retrospect, it probably was a very good selection for Mr. Lawrence Goldberg to be involved in the Jewish area with this type of background and involvement with Jewish organizations.

Mr. LACKRITZ. Was there some question of Mr. Goldberg's loyalty because of this heavy involvement in Jewish organizations?

Mr. CAULFIELD. Only insofar as it should be—the people who were at the committee should be made aware of it. It does not in any way posture the possibility that Mr. Goldberg would have been disloyal, but that it was a piece of intelligence information that they should be made aware of, and it came about as the result of the inquiry and the comments by Mr. McLaughlin and Mr. Donald Wyatt.

Mr. LACKRITZ. All right, Mr. Caulfield. Did you ever make any requests to the Internal Revenue Service on behalf of any other individual in the White House that a specific individual should be audited?

Mr. CAULFIELD. Mr. Dean—and again, I don't have the dates for you—indicated that he wanted to see if an audit could be instituted on an individual by the name of Greene, who was a reporter for the Long Island newspaper—I can't think of the name.

Mr. LACKRITZ. Newsday?

Mr. CAULFIELD. Newsday. Mr. Dean and I had a question regarding that request, and I indicated I would speak to Mr. Acree, with the view toward determining whether or not an ordered procedure might be instituted which would not be improper.

Mr. LACKRITZ. Do you mean, would not be illegal?

Mr. CAULFIELD. Yes; and I spoke to Mr. Acree on that matter, and he indicated that a means of accomplishing an audit sometimes was undertaken through the—what is known as an anonymous letter being written. I discussed it with Mr. Dean, and he indicated that I was to go ahead and ask Mr. Acree to follow through on that procedure. Mr. Acree subsequently told me that he did, and I reported that back to Mr. Dean.

Mr. LACKRITZ. Mr. Acree subsequently told you that he, in fact, sent an anonymous letter himself?

Mr. CAULFIELD. No; he did not. He led me to believe that an anonymous letter did go out in a fashion where it would not be considered illegal.

Mr. LACKRITZ. And that Mr. Greene was under audit by the IRS?

Mr. CAULFIELD. No; I don't know that for a fact. All he indicated is that an anonymous letter was being sent in a fashion which would not be improper or illegal.

Mr. SEARS. Do you have any knowledge of exactly what Mr. Acree did, or did not do, about all of that?

Mr. CAULFIELD. I have no specific knowledge about what he did.

Mr. LACKRITZ. Did Mr. Dean ever ask you for the results of any tax audit of Mr. Greene, if one occurred?

Mr. CAULFIELD. Would you repeat that, please?

Mr. LACKRITZ. Did Mr. Dean ever ask you to obtain results of any tax audit on Mr. Robert Greene, if one occurred?

Mr. CAULFIELD. The results?

Mr. LACKRITZ. Yes. Did he ask you to follow up on that any further?

Mr. CAULFIELD. No. I passed on to him what Mr. Acree told me.

Mr. LACKRITZ. And Mr. Dean was——

Mr. CAULFIELD. Mr. Dean was satisfied with that.

Mr. LACKRITZ. Did Mr. Dean make any other requests for tax audits of any other individuals to you?

Mr. CAULFIELD. On one occasion, he asked that I bring Mr. Acree into his office, with the view that he wanted to see if Mr. Acree could initiate audits on four individuals, three or four individuals. I am not sure of the number. I brought Mr. Acree into his office. Mr. Dean provided him with the names of four individuals, as I recall, I do not recall their names. Mr. Acree indicated that he would give it his attention. Mr. Acree and I had a conversation subsequent to that, and there was no action taken regarding the individuals requested.

Mr. SEARS. That you know of.

Mr. CAULFIELD. That I am aware of.

Mr. LACKRITZ. Who were those individuals? Do you have any knowledge?

Mr. CAULFIELD. I do not recall.

Mr. LACKRITZ. Was this about the same timeframe as the request on Mr. Greene?

Mr. CAULFIELD. I think it was subsequent to the request for Mr. Greene, but I could not give you an exact time.

Mr. LACKRITZ. All right, I would like for you to turn to tab 10 *, please, of exhibit 1. The first memorandum there is a memorandum from you to Mr. John W. Dean, dated September 10. Can you identify that memorandum, Mr. Caulfield?

Mr. CAULFIELD. Yes; that is my memo.

Mr. LACKRITZ. Why did you inquire into this information? Did Mr. Dean ask you to look into this?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Could you just briefly read the memo to refresh your recollection on what occurred at that time?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Do you recall who initiated this request in the White House? Did Mr. Dean tell you who asked him to look into the matter?

Mr. CAULFIELD. No.

Mr. LACKRITZ. Did you have any knowledge that Mr. Rebozo requested such an investigation?

Mr. CAULFIELD. No; I have none.

Mr. LACKRITZ. Did you ever discuss this matter with Mr. Rebozo.

Mr. CAULFIELD. I had one conversation with Mr. Rebozo, wherein

* See Book 21, p. 9793.

he indicated that there was an article coming up about him in Newsday. But there was never anything discussed that appears here in the memorandum.

Mr. LACKRITZ. When was that conversation with Mr. Rebozo?

Mr. CAULFIELD. I do not recall specifically. I am guessing it would have been around the same time as this memorandum was written, but I think it was more of an accidental meeting that we had. Either I raised it, or he raised it, that there was an article. It was common knowledge in the White House that there was an article coming out about Mr. Rebozo.

Mr. LACKRITZ. Did Mr. Rebozo indicate to you what the substance of the article was going to be?

Mr. CAULFIELD. He seemed to know what the substance was, and I was not familiar with what the article was about.

Mr. LACKRITZ. Was Mr. Rebozo pleased that the article was going to be coming out?

Mr. CAULFIELD. No; I don't think that would be a fair characterization.

Mr. LACKRITZ. What was his reaction? Do you recall?

Mr. CAULFIELD. Concern, I guess, is the word.

Mr. LACKRITZ. Was he upset?

Mr. CAULFIELD. I don't know if he was upset. I would say concerned is the word.

Mr. LACKRITZ. Did he indicate to you that he wanted any steps taken to either prohibit publication of the article, or any investigation done into the background of the reporters compiling the information?

Mr. CAULFIELD. No; he did not make that request.

Mr. LACKRITZ. Did you convey Mr. Rebozo's concern to Mr. Dean?

Mr. CAULFIELD. I believe that I indicated to Mr. Dean that I had spoken to Mr. Rebozo about the article, and indicated that he apparently knew a lot more about it than we did.

Mr. LACKRITZ. That Mr. Rebozo knew a lot more about it than you did?

Mr. CAULFIELD. That is right.

Mr. LENZNER. Did Mr. Rebozo ask you to do anything?

Mr. CAULFIELD. No. Mr. Rebozo, subsequent to that conversation, as I recall, did have conversations with Mr. Dean on the subject, but I was not privy to them.

Mr. LENZNER. Where did you meet Mr. Rebozo on this occasion?

Mr. CAULFIELD. If I am not mistaken, I bumped into him in the hall at the White House.

Mr. LENZNER. At the White House?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And how was the subject of the Newsday article approached?

Mr. CAULFIELD. I think I might have brought it up.

Mr. LENZNER. And how did you first learn about it?

Mr. CAULFIELD. I first learned about it from a friend of mine in New York, who indicated it to me in a social conversation in New York City.

Mr. LENZNER. Who was that?

Mr. CAULFIELD. It's a personal friend of mine who is an FBI agent.

Mr. LENZNER. What is his name?

Mr. SEARS. If we could cover that in the same fashion as—

Mr. LENZNER. No; that is not acceptable any more. We have to have his name for the record, and we're going to start checking out these stories now, and I want his name for the record so we can start to corroborate some of these things you are telling us. So would you please tell us who told you about this article?

Mr. CAULFIELD. His name is Pat Henry.

Mr. LENZNER. And is he presently employed by the FBI in New York?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And how was it that he furnished you this information? Did you request him to?

Mr. CAULFIELD. No; I didn't request it. He brought it up in the course of a conversation.

Mr. LENZNER. Where did you see him?

Mr. CAULFIELD. Over drinks.

Mr. LENZNER. In Washington or New York?

Mr. CAULFIELD. New York.

Mr. LENZNER. And was there any specific purpose why you were in New York on that occasion?

Mr. CAULFIELD. He is a personal friend that I—

Mr. SEARS. Why were you in New York on that occasion?

Mr. CAULFIELD. I don't recall. I don't even recall when it was. It was probably sometime prior to—obviously, sometime prior to this memorandum.

Mr. LENZNER. And is the information contained in this memorandum the information you received from Mr. Henry?

Mr. CAULFIELD. Well, as I recall, Mr. Henry apprised me of information that he became aware of through his sources, and I do not know who those sources are. And I indicated an interest in it, and to keep me apprised if he had any additional information with respect to the article.

Now, who his sources are, again, I do not know, and the results of what he learned about the publication of the article are, as I indicated, here in the memorandum. And, I repeat, it was on a strict social basis that it was first brought to my attention. I did indicate to him, if he had any additional information about the timing of the article—because, as I recall, Mr. Dean and apparently other members of the staff were interested as to when the article was going to be—well, the series of articles were going to be published.

Mr. LENZNER. Had Mr. Henry asked you, or you asked him, to see each other with regard to the subject, the first time you discussed it?

Mr. CAULFIELD. I don't understand the question.

Mr. LENZNER. Had you met with him for the specific purpose of discussing this article?

Mr. CAULFIELD. No, it came up, as I indicated, in the course of a social luncheon that we had.

Mr. LENZNER. Prior to New York?

Mr. CAULFIELD. It was not specifically requested of Mr. Henry that he was to develop or obtain information of this type. He raised it—as I recall, he said, "There's an article; I don't know whether you

have heard, but there is an article coming out on Mr. Rebozo," and I said, "I hadn't heard," and he said, "Would you be interested if there's any information," and I said, "I sure would." And that's the genesis of my involvement in this thing.

Mr. LENZNER. So, the first time you knew about the article was from Mr. Henry, of the FBI?

Mr. CAULFIELD. That's right.

Mr. LENZNER. And at the time you saw Mr. Henry, you had not previously had the conversation with Acree about running a tax audit on Mr. Greene?

Mr. CAULFIELD. No.

Mr. LENZNER. And that was sometime after that?

Mr. CAULFIELD. Sometime after that.

Mr. LENZNER. Did you write a memorandum after your initial meeting with Mr. Henry to Mr. Dean, alerting him to the fact that Newsday was doing this?

Mr. CAULFIELD. I don't know.

Mr. LENZNER. To the best of your recollection; you do not have to look at the documents right now.

Mr. CAULFIELD. As I say, I don't know. I don't know what the time-frame is.

Mr. LENZNER. All right. You are telling us, now, that at some point later, Mr. Henry came back to you, and furnished you with the information contained in your memorandum of September 10, 1971, that you are looking at, and that included "a discreet look at the newspaper's publication calendar has been accomplished. There is no indication at this time that the subject series of articles will appear during the month of September." That information came from Mr. Henry?

Mr. CAULFIELD. That is correct.

Mr. LENZNER. And item B, "Unusual and highly secretive steps have been taken to prevent the substance of the article from becoming known to other employees." That also came from Mr. Henry, of the FBI?

Mr. CAULFIELD. That's correct.

Mr. LENZNER [reading]:

A trusted member of the newspaper's staff has stated that heavy outside pressure is being exerted to uncover the details of the story before publication. This pressure is independent of the efforts being programmed from my office.

On this sentence, did the information relating to a trusted member of the newspaper staff also come from Mr. Henry of the FBI?

Mr. CAULFIELD. That's correct.

Mr. LENZNER. Do you know if the FBI connected any official investigation of this article?

Mr. CAULFIELD. No.

Mr. LENZNER. Mr. Henry did this on his own initiative—at your suggestion merely called somebody that he knew at the newspaper?

Mr. CAULFIELD. That's the best characterization of it.

Mr. LENZNER. What do you base that on? Did Mr. Henry so advise you?

Mr. CAULFIELD. That's right. Mr. Henry, as I recall, had friends at the newspaper, and my impression was that he spoke to those friends about the publication date of the article.

Mr. LENZNER. And the last sentence of that paragraph C indicates that the pressure that Henry spoke about was "independent of the efforts being programed from office," presumably to uncover the details of the story before publication. What efforts were you making at that time to uncover details of the story?

Mr. CAULFIELD. I think I was doing nothing more than speaking to Mr. Henry, period.

Mr. LENZNER. That's the only effort you ever made to uncover the details of the story before publication, Mr. Caulfield? Is that your answer?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And "A firm concensus has been reached with Ed Guthman of the Los Angeles Times who is close to this matter. It is alleged that he was in New York at the time of the planning stages of the inquiry." Where did that information come from?

Mr. CAULFIELD. I don't know where I got that from.

Mr. LENZNER. You're not sure you got that from Mr. Henry?

Mr. CAULFIELD. I don't believe I got that from Mr. Henry.

Mr. LENZNER. Do you have any recollection as to where you did get it?

Mr. CAULFIELD. No.

Mr. LENZNER. That would indicate to me, sir, that you were in contact with at least one other individual with regard to this Newsday problem.

Mr. CAULFIELD. I think that the forthcoming Newsday article was a matter of constant conversation around the White House at that time, and I could have, in all likelihood, have picked it up in that fashion. I don't remember who—this Guthman reference, I think, is conjectural on the part of people that I might have spoken to at that time.

Mr. LENZNER. Would that include Mr. Rebozo?

Mr. CAULFIELD. No. I had one conversation with Mr. Rebozo on the subject, as I just described, and others.

Mr. LENZNER. And the one conversation did not relate in any way to him requesting you to get investigative information?

Mr. CAULFIELD. No. As I have indicated, Mr. Dean and Mr. Rebozo got together following my conversation with Mr. Rebozo. I indicated that it sounded like an article was coming out on him, and my impression was that he knew about it, and any further conversations by Mr. Rebozo took place between him and Mr. Dean.

Mr. LENZNER. I take it the conversations you overheard in the White House were subsequent to the time that Mr. Henry first advised you that a Newsday article was pending?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And item E of your memo of September 10 relates, "Robert Greene, leader of the investigative group, has been in both Washington and Florida within the past 2 weeks." What was the source of that information?

Mr. CAULFIELD. I believe that comes from Mr. Henry.

Mr. LENZNER. And do you know how he learned that?

Mr. CAULFIELD. I assume from the same person he was talking to at the newspaper.

Mr. LENZNER. Was any electronic surveillance, to your knowledge, conducted on any of the Newsday employees to obtain this information?

Mr. CAULFIELD. I have no knowledge of that.

Mr. LENZNER. Do you know if any physical surveillance was conducted?

Mr. CAULFIELD. No. The only thing on that is, I believe—off the record for a second.

[Discussion off the record.]

Mr. CAULFIELD. Back on the record. I have a vague recollection of Mr. Dean indicating to me that the Secret Service was taking a look at the newspaper reporter team that was in Key Biscayne putting together this story. But I have no further specifics on it.

Mr. LENZNER. Mr. Dean indicated it to you?

Mr. CAULFIELD. I believe so.

Mr. LENZNER. Did you have any conversation with Mr. Boggs or any other employee of the Secret Service with respect to that?

Mr. CAULFIELD. No.

Mr. LENZNER. Do you remember ever getting information from the Secret Service?

Mr. CAULFIELD. No.

Mr. LENZNER. Is it conceivable—well, I withdraw that. To the best of your recollection, though, the information with respect to Greene being in Florida came from Mr. Henry and not from Dean—from the Secret Service?

Mr. CAULFIELD. I believe Mr. Henry just mentioned that his source had told him that Robert Greene was in Florida.

Mr. LENZNER. Did Mr. Henry ever tell you that this whole article was being financed by the Kennedys or the Kennedy Foundation?

Mr. CAULFIELD. No.

Mr. LENZNER. Did Mr. Rebozo ever so indicate to you?

Mr. CAULFIELD. I think the next page here—

Mr. LENZNER. That's what I am getting at.

Mr. CAULFIELD. I am just trying to recall where I got that. If you have no objection, I would like to look at that.

Mr. LENZNER. Certainly. Go right ahead.

Mr. CAULFIELD. Looking at that memorandum, I am fairly certain that this was an allegation that had come to the attention of Mr. Dean, and I was asked to see if I could establish if this were, in fact, the case.

Mr. LENZNER. When you are saying that, Mr. Caulfield, do you refer to the subject of the memorandum of October 4, 1971, "The Newsday article was certainly financed by Kennedy Foundation"?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And are you saying now you believe this information came to you from Mr. Dean?

Mr. CAULFIELD. I believe this was an allegation that Mr. Dean passed on to me, and I was asked to see if I could establish whether

or not that were a fact, one way or another. And my memorandum is self-explanatory.

Mr. LENZNER. And are you saying that you never had a conversation with Mr. Rebozo where this subject came up?

Mr. CAULFIELD. I have no recollection of any such conversation.

Mr. LENZNER. The last paragraph said, "I would suggest, however, that consideration be given to an oblique Nofziger"—N-o-f-z-i-g-e-r—"an immediate drop vis-a-vis the Kennedys, Newsday, the Los Angeles Times, et al., sort of to relate that we are aware."

What did that mean?

Mr. CAULFIELD. It meant simply that consideration should be given as to whether or not Lyn Nofziger—Lyn Nofziger raised the question as to whether or not there was a—raised the question in the publication—

Mr. SEARS. Could we go off the record for just a moment?

[Discussion off the record.]

Mr. CAULFIELD. Well, what I meant was that consideration be given to have Lyn Nofziger speak with friends that he had in the media with a view toward raising the question as to whether or not the Newsday article was financed by the Kennedy Foundation.

Mr. LENZNER. In other words, is it unfair to characterize that as a suggestion that might be leaked to the newspapers—that the Kennedy Foundation was behind this Newsday article?

Mr. CAULFIELD. I wouldn't say leaked, but as an investigative lead for members of the press with whom Mr. Nofziger could confer.

Mr. LENZNER. Well, my recollection is—and it is not always perfect—but the last time we discussed this memorandum, some months ago, you used the word "leak" as describing what you intended to mean by this sentence. I'm not going to argue with you about it, but—

Mr. CAULFIELD. Well, leak in the sense that, looking at it today, I would say that, certainly, if Lyn Nofziger could come up with information which would substantiate the allegation, which I recommended against that as a possibility, or have Mr. Nofziger speak to a member of the press to see whether or not this might not be passed on to people that he knew in the media as a question that a particular reporter might want to explore.

Mr. LENZNER. Do you know if it was ever done?

Mr. CAULFIELD. I don't believe so.

Mr. LENZNER. Was there any followup after this memorandum, to your knowledge or recollection?

Mr. CAULFIELD. Not that I recall.

Mr. LENZNER. Now, when you talked with Mr. Acree and Mr. Dean with regard to the audit on Mr. Greene, there was no question, I take it, that that audit was related directly to the series of articles that Mr. Greene was pursuing with regard to Mr. Rebozo?

Mr. CAULFIELD. There was no question that Mr. Dean ordered me to see how an audit might be done on Mr. Greene, how it might be done in a way that might not be illegal.

Mr. LENZNER. And did Mr. Dean indicate to you at that time that stimulation for this was because of Mr. Greene's relationship to the Rebozo articles?

Mr. CAULFIELD. I don't recall if he said that specifically, but it was certainly implied.

Mr. LENZNER. Did you not pass that on to Mr. Acree?

Mr. CAULFIELD. I do not recall whether or not I got into the specifics of the implied rationale behind the request.

Mr. LENZNER. On September 17, 1972, you advised Mr. Lackritz and myself and Mr. Sears in Mr. Sears' office, that "On one occasion the question was raised of how an audit could be done on the guy who did the article on Bebe Rebozo from Newsday."

Is that your recollection now as to how that information came to you?

Mr. CAULFIELD. I think it implied that the interest in an audit being done on Mr. Greene stems from the forthcoming article.

Mr. LENZNER. And did you so indicate to Mr. Acree?

Mr. CAULFIELD. Again I say I don't know whether I indicated that to him or not. I don't recall.

Mr. LENZNER. Did there ever come a time when a request for a tax audit was forwarded on to Mr. Barth?

Mr. CAULFIELD. I don't recall at this moment. I don't believe so.

Mr. LENZNER. All right. On the same day, September 17, 1973—I'm sorry. It was a memo dated in our files September 17 but the meeting actually took place, or the interview, on September 11, 1973, at approximately 4 p.m. with you, Mr. Caulfield. And you told us that you did have knowledge of a request for a tax audit which was forwarded on for Barth to do.

Mr. CAULFIELD. A tax audit?

Mr. LENZNER. Yes. Do you have a recollection of telling us that?

Mr. SEARS. I don't recall him telling you of any audits ever forwarded on to Barth to do.

Mr. CAULFIELD. Neither do I.

Mr. LENZNER. This came up immediately after you described the fact that Dean wanted three or four audits done, and Acree was brought over to explain the process. And you said you did have knowledge of a request for a tax audit which was forwarded to Barth. That's from my notes.

Mr. CAULFIELD. I think what you are talking about there is some memo that's lying around about a tax exempt organization. Aren't we talking about that?

Mr. SEARS. I don't know what it refers to.

Mr. CAULFIELD. I didn't discuss a tax audit with Mr. Barth. I know of none. You people might have showed me a memorandum which—and I indicated to you that that came from Mr. Barth. But I don't think it was a tax audit. It was information about a tax exempt foundation, I think, if you will check your records.

Mr. LENZNER. You have no recollection now of telling us that, though?

Mr. CAULFIELD. Not in that context, no. I think you showed me a memo and I indicated that I got it from Mr. Barth, and it was not a tax audit.

Mr. LENZNER. Let me see if I can help you out.

Turn to tab 26*.

First, can you identify the cover sheet on White House stationery dated February 4, 1972, from yourself to John Dean III?

Mr. CAULFIELD. Yes.

Mr. LENZNER. Were the attached documents prepared by you?

Mr. CAULFIELD. Can I review them?

Mr. SEARS. Which one are you referring to now?

Mr. LENZNER. Can you identify either of them as being prepared by you?

Mr. CAULFIELD. I don't think the first one is mine, and the second one is.

Mr. LENZNER. Are you referring to the second one as the memo from you to Mr. Dean on February 17, 1972, subject: fund for investigative journalism?

Mr. CAULFIELD. Yes. And I made that request of Mr. Barth. That is what I was just referring to.

Mr. LENZNER. And did you make the request for more detailed information relative to these matters, as referred to in your last paragraph of that memorandum?

Mr. CAULFIELD. No. I think the matter just died right there. I have no further recollection on that.

Mr. LENZNER. You are saying on February 17, you wrote a memo telling Mr. Dean that you had made a request for more detailed information relative to these matters and "will be in hand on a discreet basis during the early part of next week," and that that statement was false?

Mr. CAULFIELD. No. It's just that I didn't follow through on it.

Mr. LENZNER. You never made the request referred to in the paragraph?

Mr. CAULFIELD. I think I would say that many of these things—this is talking about February 1972—I was out of the White House 10 days later, OK? And if I had been there, perhaps there might have been a followup, but there was no followup. Eleven days after this was written, I left the White House.

Mr. LENZNER. So you are saying you made no effort to follow that up?

Mr. CAULFIELD. I am saying that I have no recollection, nor do I believe there was anything further done on the fund for investigative journalism.

Mr. LENZNER. Did you ever request a tax audit?

Mr. CAULFIELD. No.

Mr. LENZNER. Do you know if a tax audit was ever requested on it?

Mr. CAULFIELD. I have no knowledge of this, and if I recall my conversation with Mr. Barth, this was the information contained in a public document which he went and looked at which he had in his office.

Mr. LENZNER. Paragraph 2 in that document says, "It has also been learned that the FFIJ was the financial medium for the financ-

* See Book 21, p. 9877.

ing of the My Lai massacre stories written by Seymour Hersh." What was the source of that information?

Mr. CAULFIELD. That was Mr. Barth.

Mr. LENZNER. And do you know what the source of the information was to him?

Mr. CAULFIELD. No—I would like to just rephrase that. It may not have been Mr. Barth. It may have appeared in the press, and I was recalling it at that time.

Mr. LENZNER. Any other possibilities?

Mr. CAULFIELD. No, that is all.

Mr. LENZNER. Do you have any recollection of asking Mr. Ulasewicz to conduct an investigation with regard to the Fund For Investigative Journalism?

Mr. CAULFIELD. I have no recollection of that.

Mr. LENZNER. Do you have any recollection of requesting Mr. Ulasewicz to do an investigation into the background of Mr. Ronald Ridenhour?

Mr. CAULFIELD. Who?

Mr. LENZNER. Mr. Ridenhour, the individual that brought the details of the My Lai incident to Mr. Hersh.

Mr. CAULFIELD. Yes. It was many months prior to this memorandum and I was directed to have Mr. Ulasewicz interview the so-called My Lai principals with a view toward determining whether or not what they were saying publicly was, in fact, what they would say privately.

Mr. LACKRITZ. I see. Who directed you to conduct this investigation?

Mr. CAULFIELD. Mr. Ehrlichman.

Mr. LACKRITZ. And did you direct Mr. Ulasewicz to conduct pretext interviews with the principals involved in breaking the My Lai story?

Mr. CAULFIELD. I directed him to interview the individuals whose names were appearing in the paper at that time as making comments relative to the My Lai massacre, which he did.

Mr. LACKRITZ. And he did these on a pretext basis?

Mr. CAULFIELD. I don't know how he did it.

Mr. LACKRITZ. Did he send you any memorandums from these interviews?

Mr. CAULFIELD. No, he reported back to me verbally.

Mr. LACKRITZ. On the telephone?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Did you make any requests to Mr. Ulasewicz to do anything further with respect to the Fund for Investigative Journalism?

Mr. CAULFIELD. I don't believe Mr. Ulasewicz was involved with the Fund for Investigative Journalism.

Mr. LACKRITZ. In your previous request to Mr. Ulasewicz, did you ask him to interview Mr. Seymour Hersh?

Mr. CAULFIELD. No; I did not.

Mr. LENZNER. Did you ever have any discussions with Mr. Halde-
man or receive directions from Mr. Haldeman, directly or indirectly,
dealing with tax information?

Mr. CAULFIELD. No.

Mr. LACKRITZ. Do you recall any occasions when you might have discussed any tax information with Mr. Haldeman, Mr. Caulfield?

Mr. CAULFIELD. I have never had any conversations with Mr. Haldeman on tax matters that I can recall.

Mr. LACKRITZ. Do you recall telling Mr. Lenzner and myself in our session on September 11 that—just let me check the date on that, Mr. Caulfield. On September 11, do you recall telling us that occasionally you discussed tax information with Mr. Haldeman.

Mr. CAULFIELD. No. That is totally inaccurate. From time to time there would be an inquiry or investigation that might be accomplished for Mr. Haldeman, but I personally have never ever had a conversation with Mr. Haldeman about tax matters that I can recall.

Mr. LACKRITZ. But do you recall telling us that?

Mr. CAULFIELD. Frankly, I do not.

Mr. LACKRITZ. And you don't recall telling us, and you are now saying that that information would not be accurate if you did tell us?

Mr. CAULFIELD. That would not be accurate.

Mr. LACKRITZ. Mr. Caulfield, can you turn to tab 18* now, please, in that packet labeled exhibit 1?

First of all, can you identify the memorandum dated June 25, 1971, from yourself to John Dean III?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. How did this inquiry arise initially?

Could you just look at that first memorandum, Mr. Caulfield? [Pause.] Do you recall how that inquiry was initiated, Mr. Caulfield? Did you initiate it yourself?

Mr. CAULFIELD. I do not recall specifically who initiated the inquiry but there was considerable interest in the film which is the subject of the memorandum, "Millhouse: A White Comedy."

Mr. LACKRITZ. The first paragraph in your memorandum states: "Your attention is directed to the attached article from the Washington Post."

Do you recall what the FBI report on DeAntonio was? That's capital D-e capital A-n-t-o-n-i-o.

Mr. SEARS. Can we go off the record for just a moment?

[Discussion off the record.]

Mr. CAULFIELD. I would like to go on the record. All right?

Mr. LACKRITZ. Yes.

Mr. CAULFIELD. This film was receiving significant coverage in the press, and, as I recall, Mr. Dean asked me to run a name-check on Mr. DeAntonio, who is the producer of the film.

Mr. LACKRITZ. A name-check with—

Mr. CAULFIELD. A name-check with the FBI, and also to stay on top of the progress of the film as it was covered in the newspaper stories. Now, the first sentence is merely forwarding on the results of the FBI name-check and an article that appeared in the Washington Post regarding the film.

Mr. LACKRITZ. All right. What was the information contained in the FBI name-check?

* See Book 21, p. 9829.

Mr. CAULFIELD. This would be a normal type name-check which the FBI ran, I mean the White House ran, on many occasions.

Mr. LACKRITZ. And, generally, why would the White House run a name-check with the FBI? Was it to clear political appointees of some kind?

Mr. CAULFIELD. Normally, that would be the procedure. But also the capability existed within Mr. Dean's office to make an FBI check as it was deemed advisable.

Mr. LACKRITZ. I see. Who did you ask to conduct the FBI check, Mr. Caulfield?

Mr. CAULFIELD. I don't recall specifically, but it would have been, following the normal procedure, it would have been either through Mr. Butterfield's office—he was the contact point at the White House—or possibly, since it was coming from Mr. Dean, directly to Mr. Bob Haynes, who was the White House liaison.

Mr. LACKRITZ. They would send the information back to you?

Mr. CAULFIELD. That information would be procedurally routed through my office and forwarded on to the requesting party.

Mr. LACKRITZ. In your last paragraph there, you say:

I recommend we watch the progress of the film, taking particular note to determine if Larry O'Brien is stupid enough to get behind it. If so, we can, armed with the Bureau's information, do a Nofziger job on DeAntonio and O'Brien.

What do you mean by doing a Nofziger job on DeAntonio and O'Brien? I take it that means that you would—well, go ahead. Why don't you just explain what it means?

Mr. CAULFIELD. Well, obviously—

Mr. SEARS. Let's go off the record just a minute.

[Discussion off the record.]

Mr. CAULFIELD. Similar to what I have stated before, if it were determined that Mr. O'Brien, involved as he was with the Democratic Party, were to use this film for political purposes, Mr. Nofziger could make that known to his contacts within the media and attempt to gain one-upsmanship.

Mr. LACKRITZ. Mr. Caulfield, as I read your sentence, "If so, we can, armed with the Bureau's information," and your reference to the Bureau's information would refer to information on DeAntonio, or DeAntonio and O'Brien?

Mr. CAULFIELD. No, DeAntonio.

Mr. LACKRITZ. And what was this information? Do you recall that? I take it it was derogatory.

Mr. CAULFIELD. I don't recall specifically what was contained there, and I would have difficulty speaking to it now.

Mr. LACKRITZ. I take it—you used the term "Nofziger job."

Mr. CAULFIELD. Nofziger job, what I mean by that is let him, Lyn Nofziger, whose talents in that area were much greater than anyone else around the White House, he could make the best political use of it, if, in fact, there was a political use of the film on the opposition side.

Mr. LACKRITZ. I understand that, Mr. Caulfield.

Mr. CAULFIELD. But that's what I mean about the sentence.

Mr. LACKRITZ. Well, let me phrase it a different way. You say you are going to do a Nofziger job, which I take it, then, means raising or mentioning this information to reporters in the news media.

Mr. CAULFIELD. Possibly mentioning it to them but not necessarily—

Mr. LACKRITZ. Raising questions with them, as you stated earlier.

Mr. CAULFIELD. No. As I stated earlier it would be postured as a lead.

Mr. LACKRITZ. Isn't that raising questions with reporters in the media, Mr. Caulfield?

Mr. CAULFIELD. You characterize it, Marc, your way, and I'll characterize it my way.

Mr. LACKRITZ. I'm just referring to your prior testimony of, I believe, this morning.

Mr. CAULFIELD. All right.

Mr. LENZNER. Do you remember saying that this morning?

Mr. CAULFIELD. I think I phrased it a little differently this morning. I think I phrased it the way I just stated it, that it would be up to Mr. Nofziger to decide how the matter would be handled, and if he wanted to leak it to the newspapers or if he wanted to mention it to a reporter who might take an interest in it as a story angle, that would be up to him. But it certainly was not my job.

Mr. LACKRITZ. And your intention was to provide this information from the Bureau to Mr. Nofziger so that he could make that connection. Is that correct?

Mr. CAULFIELD. The suggestion was that it could be considered.

Mr. SEARS. According to this memo, it could be that Mr. O'Brien made political use of the film, in Mr. Caulfield's words—that's not contained in the memo, but that is what he has explained by his mention of Mr. O'Brien's name, not that he had any information linking Mr. O'Brien and Mr. DeAntonio.

Mr. LACKRITZ. No; but I take it—

Mr. LENZNER. Is that true? Did you not have any information linking Mr. DeAntonio to Mr. O'Brien?

Mr. CAULFIELD. No; I had no specific information.

Mr. LENZNER. Did the FBI reports indicate any relationship?

Mr. CAULFIELD. No.

Mr. LENZNER. By the way, with regard to the FBI reports, when you got a report back on a name-check for possible employment, would the Bureau furnish you with the entire investigative file on that name-check, or would they simply send you a summary?

Mr. CAULFIELD. No. I think, if I recall correctly how that worked, it would just be in typical FBI summary fashion, is the way I recall. They did not, I don't believe, turn over the file.

Mr. SEARS. The raw file.

Mr. CAULFIELD. The raw file. It would have been just a summary of what their files contained.

Mr. LENZNER. If they had negative information, that would be contained in the survey, though?

Mr. CAULFIELD. Not even necessarily negative information. I don't think. It would be whatever is contained in their files, summarized. It would not have to be negative.

Mr. LENZNER. But it would include negative information if they had such?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And I take it you are also testifying today that on several occasions, at the direction of somebody else, you requested the Bureau to do a check on individuals, even though those individuals were not prospective employees of the administration?

Mr. CAULFIELD. The only one that comes to mind is this one here.

Mr. LACKRITZ. So you are testifying today, under oath, that the only time you ever asked the Bureau to conduct a check on any individual who was not a prospective employee of the White House or the administration was Mr. DeAntonio?

Mr. SEARS. He's testifying that's the only one he recalls, if I understand him. Correct?

Mr. CAULFIELD. That's correct.

Mr. LENZNER. And is it not—you would recall, would you not, if you had made other checks on people that were not prospective employees of the nature of this kind of a request?

Mr. CAULFIELD. Yes, I would recall, but the only one that I recall at the moment is the subject right here, Mr. DeAntonio.

Mr. LENZNER. And I take it you recall that because we happen to have a memorandum of it?

Mr. CAULFIELD. That's correct.

Mr. LENZNER. And do you recall the nature of the information that you received on Mr. DeAntonio? Did it include negative or derogatory information?

Mr. CAULFIELD. I don't recall that.

Mr. SEARS. Can we go off the record for just a second?

[Discussion off the record.]

Mr. LENZNER. I am suggesting that perhaps Mr. Sears and Mr. Caulfield would like to take a short break for lunch and use that period of time to review the tab memorandum that we are now referring to, in an effort to refresh your recollection, Mr. Caulfield.

Mr. SEARS. Thank you.

[Whereupon, at 1 p.m., the hearing in the above-entitled matter was recessed to reconvene at 1:45 p.m. the same day.]

AFTERNOON SESSION

Mr. LACKRITZ. Mr. Caulfield, have you had a chance to review tab 18 during the lunch break?

Mr. CAULFIELD. Yes, I have.

Mr. LACKRITZ. Do you recall if the information received from the FBI was of a derogatory nature about Mr. DeAntonio?

Mr. CAULFIELD. Yes, I recall the information containing—FBI information which indicated derogatory information.

Mr. SEARS. In what regard?

Mr. CAULFIELD. In regard to the radical activities of Mr. DeAntonio.

Mr. LACKRITZ. Do you mean his previous radical activities?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Is this the information to which you are referring in your memo of June 25, 1971?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. "Armed with the Bureau's information".

Mr. CAULFIELD. That's correct.

Mr. LACKRITZ. Turning to your memorandum of August 10, 1971, do you recognize the memo? I see there is no signature on that. Do you recall writing that?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And in the first paragraph you state:

As the accompanying articles indicate, this apparently is not the same format as "Millhouse: A White Comedy," which we looked into and determined significant derogatory information on the producer, Emile DeAntonio.

Is this the reference to the information you received from the FBI on this matter?

Mr. CAULFIELD. That's correct.

Mr. LACKRITZ. The subject of this memo, dated August 10, 1971, from yourself to Mr. Dean, is a showing of the uncut film of Richard Nixon's 1952 Checkers speech.

Mr. CAULFIELD. That's correct.

Mr. LACKRITZ. Did Mr. Dean ask you to look into this matter, too?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. The only other question I have about that memo, Mr. Caulfield, is the second to the last paragraph where you say:

I will have someone take a look at the Washington showing of the Checkers Speech once it is advertised, with a view towards determining if the showing is a shady money-making scheme or a politically directed attack, or both.

Who were you going to have check out the showing? Who is the individual?

Mr. CAULFIELD. I believe I asked my secretary to go and view the film.

Mr. LACKRITZ. Your secretary, being whom?

Mr. CAULFIELD. Miss Anne Dawson.

Mr. LACKRITZ. And she was to make the determination?

Mr. CAULFIELD. She was supposed to report back to me and I would make the determination.

Mr. LACKRITZ. I see. And what importance was there in terms of the distinction between a shady money-making scheme or a politically directed attack? In other words, was there a significance in terms of what your subsequent actions were going to be based upon the determination?

Mr. CAULFIELD. I do not quite understand the question.

Mr. LACKRITZ. As I understand your memorandum to Mr. Dean, you are trying to determine whether the film is a shady money-making scheme or a politically directed attack.

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. I take it there would be some difference in terms of your followup activity once you made that determination. In other words, that was an important distinction to discover, was it not? I do not think it is a major point.

Mr. CAULFIELD. No, it is not a major point. I am not so sure that there was necessarily anything planned following the viewing of the film. The film had just come out and my source apparently was Bus-

iness Week, and I think it would be improper to make the statement that there was going to be anything following, other than the viewing of the film and making a judgment as to what it was all about.

Mr. LACKRITZ. Do you know if that judgment was made?

Mr. SEARS. What did Miss Dawson report to you after she had seen the film?

Mr. CAULFIELD. She reported to me her observations.

Mr. SEARS. What were they?

Mr. CAULFIELD. Which in substance was that it was an uncut film of Richard Nixon's 1952 Checkers speech, and I recall her indicating that the audience was chuckling throughout the entire speech.

Mr. LACKRITZ. Did you take any subsequent action?

Mr. CAULFIELD. No, there was no subsequent action taken.

Mr. LACKRITZ. Of any kind?

Mr. CAULFIELD. Of any kind.

Mr. LACKRITZ. That includes inquiry into the IRS about the producer, or inquiry to the FBI on a name-check of the producer of the uncut version of the Checkers speech.

Mr. CAULFIELD. I don't recall who the producer of the Checkers speech was, and I don't see it here.

Mr. SEARS. Did you make any inquiry?

Mr. CAULFIELD. No, I did not.

Mr. LACKRITZ. I would like you to turn to the next page, which is a memorandum dated October 6, 1971, from Mort Allin to Mr. H. R. Haldeman, and a copy to you. Do you recall seeing this memorandum?

Mr. CAULFIELD. Yes, I do.

Mr. LACKRITZ. Was there any action taken subsequent to this memorandum that you can recall?

Mr. CAULFIELD. [Nods in the negative.]

Mr. LACKRITZ. I take it your answer is No.

Mr. CAULFIELD. I don't recall any action being taken.

Mr. LACKRITZ. Turn the page to the next memorandum, dated October 13, 1971, from yourself to John W. Dean III, the subject being the Millhouse film. Do you recognize that memorandum?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And that is your memorandum?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Could you explain what you mean there in the first paragraph where you say: "This matter seems to be building. You are reminded that a significant derogatory dossier is in the possession of the Bureau, vis-a-vis DeAntonio." What do you mean by "the matter seems to be building"?

Mr. CAULFIELD. What I meant by that was there began to appear in the media more extensive coverage of the film. That is what I meant.

Mr. LACKRITZ. The film was apparently becoming commercially successful?

Mr. CAULFIELD. I don't know if it was successful, but was being carried more extensively by the media.

Mr. LACKRITZ. Was being shown widely?

Mr. SEARS. And being commented upon widely.

Mr. CAULFIELD. Commented on by the media, yes.

Mr. LACKRITZ. You suggest in your second paragraph that you should use the information mentioned in the first paragraph at a propitious moment. Is this the Nofziger drop that you were referring to earlier?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And was that information used by Mr. Nofziger to your knowledge?

Mr. CAULFIELD. No.

Mr. LACKRITZ. Did you forward any of that information to Mr. Nofziger?

Mr. CAULFIELD. No.

Mr. LACKRITZ. I would like for you to turn the page to the October 15, 1971, memorandum from yourself to Mr. John W. Dean III, and there is an attachment. I take it, it is some articles from Variety magazine.

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. At that time in that memorandum that I am reading it says:

I recommend that it is time to move on the above firm and individuals, as follows: (A) release of DeAntonio's FBI derogatory background to friendly media; and (B) discrete IRS audits of New Yorker Films, Inc., DeAntonio and Talbot.

Did Mr. Dean agree with your suggestions?

Mr. CAULFIELD. No; he did not.

Mr. LACKRITZ. Do you recall him specifically turning those down?

Mr. CAULFIELD. I recall sending a subsequent memorandum on October 20, which again dealt with the same subject which emanated from Mr. Ulasewicz conducting a pretext inquiry in New York and following that, I made comments in the final three paragraphs.

Mr. LACKRITZ. Before we get to the October 20 memorandum, Mr. Caulfield, and October 15, you have come to the conclusion that it is the time to realease the derogatory information that you have gathered from the FBI. Is that not correct?

Mr. CAULFIELD. I made the recommendation, yes.

Mr. LACKRITZ. You also made the recommendation that discrete IRS audits be done of those three taxpayers, New Yorker Films, DeAntonio and Talbot. Is that correct?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. How were you going to do those audits?

Mr. CAULFIELD. Well, if the recommendation were agreed to, I would have approached Mr. Acree about them.

Mr. LACKRITZ. Off the record.

[Discussion off the record.]

Mr. LACKRITZ. Back on the record.

Do you have anything to add to the last response?

Mr. CAULFIELD. No. I want to comment on the 20th.

Mr. SEARS. Off the record a minute.

[Discussion off the record.]

Mr. CAULFIELD. Yes; back on the record, I would like to add the comment, with respect to the October 15 memorandum, that about this time I did receive information from Mr. Ulasewicz who was conducting a discrete inquiry, and it was at that time that I began

to move off the position as recommended in the October 15 memorandum, and the memorandum of October 20 further indicates that I was moving away from that position.

Mr. LACKRITZ. When did you ask Mr. Ulasewicz to conduct these inquiries? Was it about the time of your October 15 memorandum?

Mr. CAULFIELD. Just prior to it, apparently.

Mr. LACKRITZ. Prior to?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Did you ask him to interview DeAntonio and Talbot?

Mr. CAULFIELD. No. I asked him to conduct a discrete inquiry at the offices of the distributor of the film, Mr. Talbot in New York.

Mr. LACKRITZ. And Mr. Ulasewicz, I take it, did conduct such an inquiry.

Mr. CAULFIELD. Yes; he did.

Mr. LACKRITZ. What information Mr. Ulasewicz provided you caused you to change your mind, if in fact that is what happened?

Mr. CAULFIELD. Mr. Ulasewicz—his report indicated that Mr. Talbot's operation was a very small operation and that there was some question as to whether the operation would have been as successful as I was being led to believe by the media coverage.

Mr. LACKRITZ. In other words, you thought it was less of a problem than you had earlier thought.

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Did you ever send another memorandum to Mr. Dean stating that you did not feel any longer that an IRS audit should be conducted over those three individuals?

Mr. CAULFIELD. Well, my memorandum of October 20, in the next to last sentence, indicates that any action taken vis-a-vis DeAntonio and Talbot should be weighed carefully and the final sentence says: "This includes my previous comments with regard to DeAntonio's background and our capability at IRS."

Mr. LACKRITZ. I take it, though, that that paragraph is a result of your concern that he would make the film into a bigger operation than it already was. Is that true?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. I mean, reading the full last paragraph:

I feel that there is potential here for this film to take fire and become a cause celebre. At the moment, only the radical left is patronizing it. We must be quite careful not to be identified with any act or actions which would incite the interest of the general public. Resultingly, any action taken vis-a-vis DeAntonio or Talbot should be weighed carefully and well hidden.

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. I take it what you are referring to are your prior recommendations on October 15.

Mr. CAULFIELD. What I was referring to was—yes.

Mr. LACKRITZ. Let me just ask you one more question about your memorandum on October 20, Mr. Caulfield, before we move on. Your last sentence states, "This includes my previous comments regarding DeAntonio's background and our capability at IRS." I take it you are referring to your capability of issuing an audit on Mr. DeAntonio at IRS. Is that correct?

Mr. CAULFIELD. This would have necessitated, if there were to be an audit regarding Mr. DeAntonio or Mr. Talbot, this would have required a decision on the part of Mr. Dean much the same, in much the same manner as the Greene matter.

Mr. LACKRITZ. That's right.

Mr. CAULFIELD. And in that context, I was referring to a capability at IRS.

Mr. LACKRITZ. Right. And to restate my question, your reference to your capability at IRS, was your capability to have an audit initiated on these specific individuals?

Mr. CAULFIELD. No.

Mr. SEARS. Off the record.

[Discussion off the record.]

Mr. LACKRITZ. Now, Mr. Caulfield, as I understand your reference here to your capability at IRS, that is a reference to your ability, and I mean by "your ability", your ability at the direction of Mr. Dean and possibly Mr. Ehrlichman, to have an audit, an IRS audit conducted on a specific taxpayer. Is that correct?

Mr. CAULFIELD. I don't like that sentence.

Mr. SEARS. Off the record.

[Discussion off the record.]

Mr. LACKRITZ. Back on the record.

All right, Mr. Caulfield, in your own words, why don't you describe what you mean by your capability at IRS. Are you referring to a specific individual in that phrase?

Mr. CAULFIELD. Is he asking a question or what?

Mr. LACKRITZ. In your own words, go ahead and describe what you mean in that sentence by "our capability at IRS."

Mr. CAULFIELD. By that I meant the capability of conferring with Mr. Acree with a view toward seeing whether or not an IRS audit might be accomplished in a legal method without violating the law. That's what I meant.

Mr. LACKRITZ. And I take it your reference to "our capability"—

Mr. CAULFIELD. And I refer again to my explanation of the Greene matter that we discussed here. That is exactly what I meant by capability.

Mr. LACKRITZ. I understand that. I see that your memo here is dated October 20, 1971, and as I recall the prior concern over Mr. Greene and the people from Newsday was in September and early October 1971. Is that correct?

Mr. CAULFIELD. That is correct.

Mr. LACKRITZ. So you are referring to your capability at IRS as being the same capability you had on Mr. Robert Greene of Newsday? Isn't that correct?

Mr. CAULFIELD. Yes. And if you substitute the name Acree for "capability" that is what I meant, that it could be discussed with Mr. Acree.

Mr. LACKRITZ. And that an audit could be initiated with respect to a particular individual, as occurred with respect to Mr. Greene.

Mr. CAULFIELD. An audit that would not be illegal; yes.

Mr. LENZNER. What is a legal audit that you referred to? How would that be conducted?

Mr. CAULFIELD. As was explained to me by Mr. Acree, very often the bureaucracy would, for reasons best known to themselves, initiate a procedure whereby an audit would ensue, the procedure being an anonymous letter. This was explained to me that it was not illegal, and I accepted it on that basis, with specific regard to the Greene audit.

Mr. LENZNER. I understand that. What was explained to you was that the bureaucracy, as you say, would start the audit, and would they—was it also your understanding that they would generate the anonymous letter themselves?

Mr. CAULFIELD. Frankly, I don't know how that worked, but it was my understanding that it would be done that way.

I would like to go off the record for a second.

[Discussion off the record.]

Mr. LACKRITZ. All right. Aside from that reference of yours on October 20, then, I take it you did not write any memorandum to Mr. Dean recommending that you not carry forward your two recommendations.

Mr. CAULFIELD. I didn't write any memorandum.

Mr. LENZNER. Did you have any discussion with Mr. Dean or anyone else with regard to the feasibility or possibility of having an IRS audit conducted on Mr. DeAntonio?

Mr. CAULFIELD. No; I think from on or about this date this was the end of it, that Dean said it would be inadvisable and I concurred.

Mr. LACKRITZ. Mr. Dean came back to you and said it would be inadvisable?

Mr. CAULFIELD. I do not recall specifically sitting down with him and saying that to me, but since there were no audits conducted by me in connection with this matter, and looking at the note of Mr. Fielding, which is further on under this tab, it is obvious that the matter was dropped on or about this date.

Mr. LACKRITZ. And you did not in fact request—make a request to Mr. Acree that an anonymous letter be sent to initiate an audit in this particular case?

Mr. LENZNER. Looking at the third memo from Mr. Allin to Mr. Haldeman, of October 6, 1971, this was an article, I take it, which was sent to you.

Mr. CAULFIELD. That's correct.

Mr. LENZNER. And I take it from that, that you knew Haldeman was interested in this matter.

Mr. CAULFIELD. That is correct.

Mr. LENZNER. And does that explain—well, let me ask this. There was a memo just prior to that one, Mr. Caulfield, dated August 10, 1971. At the bottom of the page, it is from you to Mr. Dean, it says "You might wish to so advise H.R.H., Timmons and so forth." H.R.H. refers to Mr. Haldeman?

Mr. CAULFIELD. That's right.

Mr. LENZNER. Did you have before that date an intimation that Mr. Haldeman and Mr. Timmons were interested in this subject?

Mr. SEARS. This is on the Checkers speech.

Mr. CAULFIELD. Yes; I know, but I just want to——

Mr. SEARS. There is nothing in here except this on the Checkers speech.

Mr. CAULFIELD. Yes.

Mr. LENZNER. Do you recall how you learned that or what the source of the information was?

Mr. CAULFIELD. My source would have been Mr. Dean.

Mr. SEARS. And what was the nature of the inquiry?

Mr. CAULFIELD. The nature of the inquiry?

Mr. SEARS. Yes; that this describes.

Mr. CAULFIELD. The nature of the inquiry was to find out what the uncut film of Richard Nixon's 1962 Checkers speech was about.

Mr. SEARS. And whether it had anything to do with Millhouse or not.

Mr. CAULFIELD. And whether or not the film related to and was connected to "Millhouse: A White Comedy."

Mr. LENZNER. Did you have any further communication on that subject with Mr. Haldeman or Mr. Timmons?

Mr. CAULFIELD. No; I did not. I never spoke to them directly on it.

Mr. LENZNER. Do you know whether, based on this August 10 memo, Mr. Haldeman and Mr. Timmons were both aware of your capability to conduct these kinds of inquiries?

Mr. CAULFIELD. I have no way of knowing that.

Mr. LENZNER. In other words, did Mr. Dean, when he told you that Haldeman and Timmons were interested, indicate that they had asked that you conduct an inquiry into this subject?

Mr. CAULFIELD. I do not know if that took place—that conversation took place. I have no knowledge of that.

Mr. LENZNER. You do not remember Mr. Dean mentioning and making that statement to you?

Mr. CAULFIELD. No.

Mr. LENZNER. I am concerned about one general matter, and that is this: Scattered throughout your memorandums, on both this subject that we have just discussed and other subjects, are references made to obtaining information from the Internal Revenue Service. I believe in your O'Brien memo you make reference to that, and frankly, Mr. Caulfield, it creates the impression, when you use the words "capability" and "discreet Internal Revenue Service audit," which I think is one that you recommend in your October 15, 1971, memo, "discreet Internal Revenue Service audits of New Yorker Films, Inc., DeAntonio and Talbot," that in fact, you did have the capability through Mr. Acree or other people of initiating tax audits on specific individuals at the request of Mr. Dean and Mr. Ehrlichman. Now, is that an accurate conclusion that we can draw from these memorandums?

Mr. CAULFIELD. Well, what I meant was, I was reminding Mr. Dean that Mr. Acree and I would have the opportunity to discuss a tax matter that was of interest to the White House, and I had that capability of sitting down with Mr. Acree and getting some advice as to how to proceed in a given area. But I hasten to add that other than the Greene matter, that there were no requests for audits.

Now, I fully appreciate what appears here on paper, and you, I

think, are right and proper in raising it as a subject. Certainly if I was sitting where you are, I would do the same thing, but I am stating here under oath that there were no Internal Revenue Service audits programed other than the reference to the Greene matter.

Mr. SEARS. That you know of.

Mr. CAULFIELD. That I am aware of.

Mr. LENZNER. I understand that, and I accept your answer to that extent, but what I am suggesting though is that if Mr. Dean or Mr. Ehrlichman or both had requested it, that you, as the conduit, felt that you could pass on to Mr. Acree that request for Mr. Acree to respond to, in terms of conducting a specific tax audit on a specific individual. Is that an accurate statement?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And then the memorandums are suggesting that is one option to be considered in the inquiry that you were pursuing on behalf of Mr. Dean and/or Mr. Ehrlichman.

Mr. CAULFIELD. If I may respond in my own way, what you have just stated is correct. However, I am fully aware of the improprieties of initiating audits against individuals and I think the record shows conclusively, and will not show otherwise that the only time that an audit, an attempt at an audit in the legal fashion was accomplished was in connection with the Greene incident, and when Mr. Dean sat myself and Mr. Acree down on that one occasion where he directed that full audits be conducted of individuals, myself, and Mr. Acree both agreed that we would not do so, and there were no audits conducted of individuals, either those four or any others.

Mr. SEARS. To your knowledge.

Mr. LENZNER. Off the record.

[Discussion off the record.]

Mr. LENZNER. Is it an accurate statement to say that your perception was, upon request of Mr. Dean and/or Mr. Ehrlichman, to obtain information for an investigation of a particular individual, that you could, as an option, suggest to them that the Internal Revenue Service conduct a tax audit on specific individuals that they had designated to you?

Mr. SEARS. In a lawful fashion. That was your understanding of it.

Mr. CAULFIELD. In a lawful fashion. That was my understanding of it.

Mr. LENZNER. And that the person you would, if they so directed you, contact to pursue a possible Internal Revenue Service audit was Mr. Acree.

Mr. CAULFIELD. Yes.

Mr. LENZNER. Now, would you turn to tab 17 please. Can you identify the first memorandum, dated October 8, 1971, from yourself to Mr. Dean, subject "Stewart L. Udall."

Mr. CAULFIELD. I just noticed something. Those are not my initials.

Mr. LACKRITZ. Are you saying that is not your handwriting in the upper right-hand corner by your name?

Mr. CAULFIELD. Those aren't my initials.

Mr. SEARS. Is it your memo?

Mr. CAULFIELD. I will admit that it is my memo, but those are not my initials.

Mr. LENZNER. Do you have any idea whose handwriting that is?

Mr. CAULFIELD. It's not mine.

Mr. LENZNER. You have no idea whose it is?

Mr. CAULFIELD. No.

Mr. LENZNER. Do you recall whether Mr. Stewart Udall was one of the four names that you discussed with Mr. Acree?

Mr. CAULFIELD. No; I do not. As I have indicated here and elsewhere, I don't recall any of the names that Mr. Dean forwarded to Mr. Acree on that day. I have no recollection.

Mr. SEARS. Could we go off the record just a second?

[Discussion off the record.]

Mr. LENZNER. Why do we not get that on the record right now? Mr. Caulfield, Mr. Sears has indicated some background information to help our understanding of what perhaps may have been your intent with regard to the authorship of some of these memorandums. And perhaps you could explain, in your own words, what your intent actually was, if it is accurately reflected in what counsel has indicated.

Mr. CAULFIELD. Well, with respect to the tab having to deal with tax matters, I think it is important to note that at that particular time, Mr. Acree and I were interested in having the financial approval of a private security organization. And, in attempting to show the value of Mr. Acree participating in that undertaking, I did in fact make reference, not by name, but as I have indicated in testimony, to his abilities in the Internal Revenue Service area and I will let it stand at that.

And there was a significant element of salesmanship in attempting to show that myself and those to be involved with me, including Mr. Acree in the proposed security undertaking, would be a high-caliber investigative capability.

Mr. LENZNER. Now, as Mr. Sears has indicated, the Sandwedge, this was to support your Sandwedge proposal and hoped that it would get funded. Is that correct?

Mr. CAULFIELD. That is correct.

Mr. LENZNER. And the Sandwedge proposal was written and submitted prior to the memorandum on Internal Revenue Service business, beginning on September and October of 1971. Is that correct?

Mr. CAULFIELD. What memorandum?

Mr. LENZNER. The Sandwedge memorandum was written prior to all of these memos that we have just referred to in October and November and September of 1971?

Mr. CAULFIELD. That is correct.

Mr. LENZNER. Can you turn to tab 31,* which is the copy of the Sandwedge proposal, previously identified by you. That is a description by you of Mr. Acree, is it not? And you say: "He is a strong Nixon loyalist and has so proved it to me personally on a number of occasions."

Mr. CAULFIELD. Yes.

*See Book 21, p. 9907.

Mr. LENZNER. Now, since this was written prior to the September-October, 1971, memorandums, what specific occasions were you referring to there?

Mr. CAULFIELD. Well, in our conversations which we had socially between the time when I first met Mr. Acree, which was probably 1½ years prior to this being written, he had indicated to me that his political loyalties rested with the Nixon administration.

Mr. LENZNER. And how had he proven that on a number of occasions?

Mr. CAULFIELD. By responding to requests that I would make of him which were not necessarily involved in the areas that we are discussing. I am just trying to think [pause], I am referring to his loyalty to the President and the Nixon administration when I say he personally proved it to me on a number of occasions, in conversations, as to his political feelings on a wide range of issues. He proved it to me personally in conversations.

Mr. LENZNER. You are saying that that sentence does not mean that he responded to requests from you at IRS and thereby proved his loyalty on a number of occasions?

Mr. CAULFIELD. That is what I am saying. That is correct.

Mr. LENZNER. Are you saying you made no requests of him prior to the writing of Sandwedge to which he responded in such a way to prove his loyalty?

Mr. CAULFIELD. What I am saying is, I may have asked him on a number of occasions for information which would be helpful in a given area which might not have to do with anything political, but might be of interest to the people with whom I was working in the White House staff. And that covers a broad range of activities.

He, having had 35 years experience in the Federal Government, and one has to go and speak to people and get a good judgment and good opinions on a broad range of questions that would come up, and that is what I meant by the sentence.

Mr. LENZNER. So you are saying that on occasions you did make requests, prior to the writing of Sandwedge and he did respond affirmatively with information.

Mr. CAULFIELD. Are you referring specifically to information on tax matters?

Mr. LENZNER. What other kinds of information did he give you?

Mr. CAULFIELD. As I said it could have been the widest range of information.

Mr. LENZNER. Obtained from the files of IRS?

Mr. CAULFIELD. No. His knowledge of the Federal bureaucracy, and specifically in the law enforcement area where I was functioning, I valued very highly. And I was actively engaged in that area.

For example, the intricacies of the ongoing dispute between BNDD and Customs and the infighting that took place between the various assistant secretaries in other departments and agency heads was of incalculable value to me in terms of where people fit who were in the bureaucracy, where people fit who were in the Department of the Treasury, in terms of where they stood on a particular issue. I think that is what comes to mind very specifically. I had numerous conversations with Mr. Acree in those areas.

Mr. LENZNER. And those were the conversations which proved to you that he was a strong Nixon loyalist?

Mr. CAULFIELD. That is correct.

Mr. LENZNER. And you are saying, prior to the writing of Sandwedge, you made no specific request of Mr. Acree for information from the IRS files?

Mr. CAULFIELD. That is correct.

Mr. LENZNER. And in paragraph 2, for his assignment, you say that he would be responsible for "IRS information input, financial investigations and liaison, Federal law enforcement" and so on. What exactly did you intend that to convey?

Mr. CAULFIELD. I meant that to convey exactly the—previous paragraph explains it a bit. In the second sentence, he indicates that he has witnessed the financial success of Intertel and it was generally known that some of the leading principals in the Intertel organization were previously with the IRS organization. And I was conveying there that the background and experience of Mr. Acree in the IRS area would offer a significant opportunity for the obtaining of information from IRS as to its bureaucratic functions.

Mr. LENZNER. Would that include access to information from IRS files after Mr. Acree left IRS?

Mr. CAULFIELD. Not in any unlawful way, but certainly with the men who had, as I indicated here, 32 years experience—in the preceding paragraph. His wide breadth of contacts as the assistant commissioner of IRS, would have certainly offered any fledgling security entity the ability to obtain lawful IRS information, either on public record or he would be able to speak with individuals who were still functioning within the IRS. And I think it is no secret that this is the way much of the Federal Government's business is done.

Mr. LENZNER. With private investigative entities?

Mr. CAULFIELD. With people who are previously connected with the Federal service and the ability to go and speak with them on matters of private security interests.

Mr. LENZNER. Do you know of a specific example of that happening when a private investigative resource has received information from a Federal investigative agency?

Mr. CAULFIELD. I am not speaking about information obtained unlawfully from the files of a given organization. I am talking about discussing people who have previously been with the Federal Service. The ability to sit down and talk with them in a given area.

Mr. LENZNER. For what end?

Mr. CAULFIELD. For what end?

Mr. LENZNER. Yes. To what purpose?

Mr. CAULFIELD. Very simply to get to the bottom of a specific inquiry.

Mr. LENZNER. In other words, to get information?

Mr. CAULFIELD. Yes. To get information.

Mr. LENZNER. At the bottom of the page, the paragraph reads:

Under the cover of the corporate entity hiring Republican consultants to assist in meeting the needs of its clients, a medium for the likely required expansion of the covert aspects of the undertaking would be established in compartmentalized fashion, thereby minimizing any threats to exposure inherent in a large covert operation.

What did you mean in that paragraph?

Mr. CAULFIELD. That's not even a good sentence.

Mr. LENZNER. I'm not even sure it's a sentence.

Mr. CAULFIELD. Simply put, the best way I can describe it is that I am making the suggestion that the hiring of the principals to be involved should be kept as quiet as possible.

Mr. LENZNER. Well what do the words "covert aspects" and "large covert operation" mean?

Mr. CAULFIELD. Covert aspects would refer to the acquiring of political information in as discreet a fashion as possible. I couldn't put it any more simply than that.

Mr. SEARS. When you use the word "covert" is it fair to say that what you mean by that is that you don't tell people what you are doing?

Mr. CAULFIELD. I think that's a very good description.

Mr. LENZNER. And it includes a variety of means and capabilities of obtaining information?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Going back to tab 17,* Mr. Caulfield, dated October 8, 1971, which is in this same period of time that we have been talking about with the last few questions, you state that "I have asked for an IRS check to support this material." What is the IRS check that you requested?

Mr. CAULFIELD. Mr. Sears and I discussed this during the break and I cannot come up with an answer for that sentence.

Mr. SEARS. Let's go off the record a minute.

[Discussion off the record.]

Mr. CAULFIELD. Could I have the question read back, please? Or you can ask it again?

Mr. SEARS. The question was, as I recall, what did it mean, this memo: "I have asked for an IRS check to support this material." What does that mean?

Mr. CAULFIELD. What it means, as best I can recall, is that I had the ability to speak with Mike Acree about the Overview Corp., again in the same context of reminding the reader that I had this capability to speak with Acree, and as I recall there was nothing done in connection with either Mr. Stewart Udall, nor the Overview Corp., with respect to the IRS.

Mr. LENZNER. Well, attached—or on the same page—there is some handwriting that says: "Jack, find out if Overview had any Federal contacts." Whose handwriting is that? Do you know?

Mr. CAULFIELD. John Dean's, it looks like John Dean's.

Mr. LENZNER. Did you, in fact, check with agencies to determine the answer to that?

Mr. CAULFIELD. Yes, I did.

Mr. LENZNER. And is your memo of October 26, 1971, to Mr. Dean, the result of your check?

Mr. CAULFIELD. That's correct.

Mr. LENZNER. Does that indicate that you check with five different agencies?

*See Book 21, p. 9821.

Mr. CAULFIELD. That's correct.

Mr. LENZNER. The IRS check indicates that you checked with Mr. Barth on that.

Mr. CAULFIELD. Yes?

Mr. LENZNER. So, on this occasion you worked through Mr. Barth, not Acree?

Mr. CAULFIELD. Yes; because I thought he would have access to that information more readily than Mr. Acree.

Mr. LENZNER. Did you contact Mr. Ruckelshaus directly on the request with regard to EPA?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And had you on other occasions received from or contacted Mr. Ruckelshaus for information?

I take this they checked their files and no Government contracts with Overview Corp. were available?

Mr. CAULFIELD. That's correct.

Mr. LENZNER. And do you know why Mr. Dean wanted that information?

Mr. CAULFIELD. I don't recall now. I might have at the time, but I have no recollection now looking at it.

Mr. LENZNER. Do you recall how the inquiry into Mr. Udall was initiated?

Mr. CAULFIELD. No, I do not.

Mr. LENZNER. You don't recall at whose request it was made?

Mr. CAULFIELD. The request was made of me by Mr. Dean. But who made the request of him, I don't know.

Mr. LENZNER. Is it an unfair assumption to make that if Mr. Udall's corporation, or the Overview Corp., had Federal contracts, that information was pertinent to see if those contracts could be eliminated?

Mr. CAULFIELD. Well, I recall seeing memorandums or testimony by Mr. Dean that there was a desire to look into those areas with a view toward canceling those contracts. But I had nothing to do with it.

Mr. LENZNER. Aside from Mr. Dean's testimony, though, did you ever overhear a conversation or see anything in writing while you were at the White House that reflected that was the purpose of this kind of determination?

Mr. CAULFIELD. Not while I was at the White House. I don't know if I saw it as part of the record. It might have appeared in the paper.

Mr. LACKRITZ. All right. Mr. Caulfield, I would like you to turn to tab 20.* please. The first memorandum there is dated September 30, 1971, from yourself to Mr. John Dean III. Subject: Mr. Antonio Cortese. Are those your initials? Do you recognize that handwriting?

Mr. CAULFIELD. Yes, that's correct.

Mr. LACKRITZ. You indicate in your second paragraph there that "There is no record of any income tax filing for Cortese west of the Mississippi. We are doing a nationwide check." What is that check?—to see if there were any tax returns by Mr. Cortese?

*See Book 21, p. 9847.

Mr. CAULFIELD. The whole thrust of the Cortese inquiry emanated from his desire, apparently, to make a gift to the White House out in San Clemente. And the thrust of the inquiry was to ascertain whether or not such a gift should be accepted. And, in doing that, and in responding to the directive of Mr. Dean, I contacted Mr. Acree and the results of that background information is contained in the memorandum dated October 15.

Mr. LACKRITZ. And that's the following memorandum in the tab? Is that correct?

Mr. CAULFIELD. That's correct.

Mr. LACKRITZ. A memorandum from yourself to Mr. Dean?

Mr. CAULFIELD. That's correct.

Mr. LACKRITZ. Now in that paragraph labeled B, you stated:

Cortese has been identified as the owner of an Oldsmobile agency in El Cerrito, Calif. His IRS returns reflect an operation loss of \$102,000 over the past 2 years. His net income of 1970 was \$20,800. He has not been audited.

Where did you get the information from Mr. Cortese's tax returns?

Mr. CAULFIELD. Mr. Acree obtained that information for me.

Mr. LACKRITZ. Did you ask Mr. Barth to obtain this information for you, by any chance?

Mr. CAULFIELD. No, my impression is it came from Mr. Acree.

Mr. LACKRITZ. Did you ask him to look into Mr. Cortese's tax returns to get this information, to the best of your recollection?

Mr. CAULFIELD. I don't know if I specifically asked him to look into the tax returns. I requested Mr. Acree to ascertain if he could find out Mr. Cortese's financial status and when he reported back to me, he did indicate that he had passed on this information to me.

Mr. LACKRITZ. He did identify it at that time as coming from the IRS tax returns?

Mr. LENZNER. Did you discuss this with Vice President Agnew?

Mr. CAULFIELD. No.

Mr. LENZNER. Well, look at paragraph C, it says:

According to the vice president, the wine storage rack has already been installed at San Clemente.

Mr. CAULFIELD. The vice president of the firm. I don't think we're talking about Spiro Agnew there.

Mr. LENZNER. You would certainly remember it if Spiro Agnew told you that, wouldn't you?

Mr. CAULFIELD. I certainly would. No, there would have been no reason to discuss that with the Vice President.

Mr. LENZNER. Who conducted the pretext interview at the San Jose offices?

Mr. CAULFIELD. Mr. Acree advised that a pretext interview had been conducted—I don't know who conducted it.

Mr. LENZNER. Do you mean an IRS employee of Mr. Acree's conducted that interview? Is that your understanding?

Mr. CAULFIELD. Since I don't know for sure, I would assume that was the case, but I don't know that for a fact.

Mr. LENZNER. Did Mr. Acree, on occasion, have IRS agents conduct interviews or investigations at your request?

Mr. CAULFIELD. Other than the John Wayne and Billy Graham inquiries, those are the only two I can think of where he would have called someone he knew in a particular area and asked them to obtain information.

Mr. LENZNER. Except in this particular case, you are indicating that he had a pretext interview conducted?

Mr. CAULFIELD. He advised me that a pretext interview was conducted, yes.

Mr. LENZNER. Can you recall any other interviews that he had conducted at your request?

Mr. CAULFIELD. Other than the John Wayne and Billy Graham.

Mr. LENZNER. The answer is no?

Mr. CAULFIELD. No.

Mr. LENZNER. And you had previously indicated, Mr. Caulfield, that Mr. Henry of the FBI furnished you some information on the Newsday matter and I wanted to get back to that. Did Mr. Henry, on any other occasion, obtain information for you with regard to any matters that you were concerned about?

Mr. CAULFIELD. Not that I recall.

Mr. LENZNER. So Mr. Henry's activities on behalf of your inquiry into Newsday, were the only occasions that you received information from him?

Mr. CAULFIELD. That's the only time I can recall having received information from Mr. Henry.

Mr. LENZNER. Did you on occasion received information from other FBI agents?

[Mr. Caulfield nods in the negative.]

Mr. LENZNER. Of a political nature?

Mr. SEARS. Any nature?

Mr. CAULFIELD. I have a whole career in law enforcement.

Mr. LENZNER. During your employment at the White House, Mr. Caulfield?

Mr. CAULFIELD. No.

Mr. LENZNER. Of the kind we're talking about?

Mr. CAULFIELD. No, that would be the only instance I can recall.

Mr. LENZNER. Did you have other contacts with other investigative agencies, Federal investigative agencies, that you called upon on occasion to do the same kind of thing that you did with Mr. Acree at IRS, and Mr. Henry on that one occasion with regard to Newsday?

Mr. CAULFIELD. That would be the only instance.

Mr. LENZNER. You never used Mr. Boggs for that kind of an effort?

Mr. CAULFIELD. I don't recall using Mr. Boggs for anything of a political nature.

Mr. LENZNER. When you say political nature you are including the Cortese, Newsday, Millhouse, et cetera, type of—

Mr. CAULFIELD. That is correct.

Mr. SEARS. It might be good to state for the record that of course Mr. Caulfield knew all of these people and had seen them socially from time to time. And I do not know and I am sure that he cannot remember whether on social occasions, they might mention to

him things that he might ultimately place into reports, if they bore some relevance on what he was doing. What he is addressing himself to, I think, are occasions on which he might have directed an inquiry to somebody else.

Mr. CAULFIELD. That is correct.

Mr. LACKRITZ. All right, Mr. Caulfield, I would like you to turn briefly to tab 7.* Can you identify that memo dated August 6, 1971?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. And briefly, could you summarize what occurred when you received this information about the individual with the name John Wilkes who was seen at the airport up in—I think it was Bangor, Maine? Can you relate to us what happened? How that information was brought to your attention?

Mr. CAULFIELD. This came to me from Mr. Dean. As I recall it, there was an individual at a rally in Maine who appeared to be recording the arrival of the President at that location.

The advance people working under Mr. Ron Walker believed that the individual who was making the recording, I think, there was a car, a vehicle involved, and somebody verified the license plate number, felt that the individual was affiliated with Muskie's campaign headquarters, and the request from Mr. Dean was to verify who the individual was and whether or not he was affiliated with the Muskie campaign headquarters.

Mr. LACKRITZ. And how did you go about determining whether or not the individual was affiliated with the Muskie headquarters?

Mr. CAULFIELD. I asked Mr. Ulasewicz to make that determination.

Mr. LACKRITZ. I'm sorry, I didn't understand your full response.

Mr. CAULFIELD. I asked Mr. Ulasewicz to find out that information.

Mr. LACKRITZ. And did you contact any agencies for information on this individual? [Pause.] Do you recall, Mr. Caulfield?

Mr. CAULFIELD. I am attempting to recall whether or not I contacted a Federal agency. As best I can recall, I think there was some question as to whether or not the assumptions made by the advance people at the location as to his being involved at the Muskie campaign headquarters, might have instead represented a possible security matter for the Secret Service and I think some of the information—if am not mistaken, I worked closely with the Secret Service on this matter in an attempt to identify who the individual was to ascertain if it was—if the individual was up there for political purposes or whether or not there might have been a potential security threat to the President. And I believe I had probably worked with the Secret Service in attempting to get to the bottom of it. Now, I also used Mr. Ulasewicz when the individual was identified with a view toward determining who was answering the phone at Mr. Wilkes' residence.

Mr. LACKRITZ. In other words, you directed Mr. Ulasewicz to make a pretext call?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Which you subsequently reported?

*See Book 21, p. 9783.

Mr. CAULFIELD. I think some of the information indicated here came from the Secret Service.

Mr. LACKRITZ. Some of the information here came from the Secret Service?

Mr. CAULFIELD. I think paragraph 3; yes, paragraph 3. I think it is all jumbled in together, in the fashion that it is in on the paper.

Mr. SEARS. Did you get the information in the paragraph you refer to from the Secret Service or from Mr. Ulasewicz?

Mr. CAULFIELD. No, I am pretty sure I worked with the Secret Service on that. Mr. Ulasewicz did not provide the information on paragraph 3. That would have come from the Secret Service.

Mr. Ulasewicz did place a call to the telephone number indicated there.

Mr. LACKRITZ. Who in the Secret Service did you obtain the information from?

Mr. CAULFIELD. I would have to guess, since it had to do with a security matter, I probably would have contacted the head of the White House detail who at that time would have been Robert Taylor.

Mr. LACKRITZ. Mr. Taylor was still with the White House detail on August of 1971?

Mr. CAULFIELD. I believe so, yes.

Mr. LACKRITZ. Do you know when he was released?

Mr. CAULFIELD. Subsequent to that time.

Mr. LACKRITZ. Subsequent to that time?

Mr. CAULFIELD. [Nods in the affirmative.]

Mr. LACKRITZ. Let me finish this by pointing to the memorandum of August 10, 1971, from Mr. John Dean to Ron C. Walker, in which Mr. Dean said:

Attached is the information we were able to obtain on the man found in the Bangor, Maine, airport with a tape recorder by one of your advance men. The information is less than conclusive as to why the man was lurking around the airport. As you can see, however, he does not appear to have been an overt Muskie type! If you would like any further information, please advise me.

I take it from the thrust of Dean's memorandum, there were really two questions that were looking to be answered by Dean's inquiry to you. Which are: Why the man was there in the first place; the second was whether he had any affiliation with the Muskie campaign. Is that correct?

Mr. CAULFIELD. That's correct.

Mr. LENZNER. I think you said before that you did not seek or obtain any information from other people you knew in other investigative agencies. Did you ever request specific information or action taken by the Department of Justice?

Mr. CAULFIELD. I had a lot of dealings with the Department of Justice.

Mr. LENZNER. Who was your liaison there?

Mr. CAULFIELD. Well, I dealt with—well, to go back to Operation Intercept, I dealt with Dick Kleindienst on Operation Intercept. I dealt with LEAA Deputy Administrator—

Mr. LENZNER. Santarelli?

Mr. CAULFIELD. I dealt with Santarelli on the gun issue.

Mr. LENZNER. What I am asking though, aside from your overt capacities—

Mr. LACKRITZ. The question is; Did you ever direct anyone in the Justice Department to do anything—

Mr. LENZNER. Or request them to do anything of the nature of the things that we are talking about?

Mr. CAULFIELD. Not that I can recall at this moment.

Mr. LENZNER. Did you ever ask them to conduct criminal investigation into any specific individuals or corporations?

Mr. CAULFIELD. No, not that I can recall. However, if you have a memorandum which approaches that subject, I would be willing to look at it.

Mr. LENZNER. Would you look at tab 14? *

Mr. CAULFIELD. Yes.

Mr. LENZNER. That is a memorandum dated September 30, 1971. Is it from you to Mr. Dean?

Mr. CAULFIELD. Yes.

Mr. LENZNER. Would you identify that as a memorandum that you prepared and wrote?

Mr. CAULFIELD. That is correct.

Mr. LENZNER. You had a discussion with Mr. Henry Petersen, it indicates.

Mr. CAULFIELD. That is correct.

Mr. LENZNER. Was he Chief of the Criminal Division at that time?

Mr. CAULFIELD. That is correct.

Mr. LENZNER. At whose request did you talk to him?

Mr. CAULFIELD. That was at the specific direction of Mr. Dean.

Mr. LENZNER. Do you remember what provoked him to request you to do that? I might point to the subject, which says, "George Bell's information regarding the Virgin Islands Corp." Does that help you refresh your recollection as to how this got started?

Mr. CAULFIELD. If I had not reviewed the documents, I was generally aware that there was an interest in the Virgin Islands Corp. because of memorandums that I had seen. And I knew that John Dean was working on that.

Why he—I don't quite understand, now, why he asked me to call Henry Petersen. I think that was the only time I have ever spoken directly to Mr. Petersen while I was at the White House. But he directed me to speak with him, with a view, as I recall, towards making a determination as to whether or not there was any organized crime involvement in connection with the corporation. And Mr. Petersen was very, as I recall, it was just a very quick conversation, very circumspect and—

Mr. SEARS. It wasn't circumspect.

Mr. CAULFIELD. Well, the matter just dropped, very frankly, with this one telephone call.

Mr. LENZNER. Mr. Caulfield, is it unfair to suggest that on the basis of this memorandum, you were directed to see if the Department of Justice could make a case on the Virgin Islands Corp.?

Mr. CAULFIELD. Yes, I think that would be very unfair.

*See Book 21, p. 9807.

Mr. LENZNER. And you don't think that it suggests that in item B which says:

The signs of organized crime involvement alluded to in the material suggests that the situation should and will be watched by Justice. I have passed on the additional article you have forwarded to Henry. You should advise Bell that the matter is under scrutiny by Justice.

Does that not suggest the Department of Justice is going to review and watch this corporation to determine if, in fact, (a) there is any organized crime elements involved, and (b) whether there may be a possibility of some kind of prosecution?

Mr. CAULFIELD. No, I would disagree with the latter part. I would agree with the first part, that it was brought to the attention of Mr. Petersen, and he indicated he would watch them. That was the end of it as far as I was concerned.

Mr. LENZNER. Why was Dean and the White House interested in the Virgin Islands Corp.?

Mr. CAULFIELD. Well, I am not privy to all of the reasons why, but I suspect that because it was the alleged involvement of a gentleman by the name of Mr. Kimelman in the Virgin Islands Corp. But I am certainly not an expert in that area.

Mr. LENZNER. And if my recollection serves me right, the Overview Corp.'s materials indicated that Mr. Kimelman was associated with Mr. Udall; is that not correct?

Mr. CAULFIELD. I do not know that for a fact.

Mr. LENZNER. Turn back to tab 17.* It indicates that—the Overview Corp.'s materials indicate that Mr. Kimelman is presently director of a development international corporation in San Juan, P.R. Skipping some lines—president and director of the Virgin Islands Hilton, Inc., St. Thomas, Virgin Islands; chairman of the board, Island Block Corp., U.S. Virgin Islands. And it further indicates that Mr. Udall, in 1967, asked Kimelman to become his top assistant at the Department of Interior.

Mr. CAULFIELD. Well, that may be. That is the first time I have looked over these documents.

Mr. LENZNER. These are documents that were attached, were they not, to your memorandum to Mr. Dean, which we have already discussed, on tab 17?

Mr. CAULFIELD. Yes, that is true. But my involvement in this area was so far removed—

Mr. SEARS. Let's go off the record a second.

[Discussion off the record.]

Mr. CAULFIELD. OK, back on the record.

Mr. LENZNER. Your answer was what?

Mr. CAULFIELD. I'd like to have the question reread.

Mr. LENZNER. What was the intent of your call to Mr. Petersen?

Mr. CAULFIELD. The intent of the call was to ascertain whether there was any organized crime involvement with the Virgin Islands Corp.

Mr. LENZNER. And what would be done with that information once you received it?

*See Book 21, p. 9826.

Mr. CAULFIELD. I would have turned it over to Mr. Dean.

Mr. LENZNER. And do you know what he was intending to do with it?

Mr. CAULFIELD. Mr. Dean is the best witness there.

Mr. LENZNER. You don't know the answer?

Mr. CAULFIELD. [Nodding negatively.]

Mr. LENZNER. Do you recall what the Howard Ross letter and newspaper article referred to?

Mr. CAULFIELD. No.

Mr. LENZNER. Turning to tab 23,* that indicates a memorandum of December 7, 1971, from Mr. Dean to the President.

Mr. CAULFIELD. Yes.

Mr. LENZNER. And if you turn to the third page, there is another memo indicating "Condition of George Meany." Is that memorandum a memorandum that was prepared by you?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And at whose direction?

Mr. CAULFIELD. Mr. Dean's.

Mr. LENZNER. Did Mr. Dean indicate to you at whose request he was conducting that investigation?

Mr. CAULFIELD. No, but I assume it was probably Mr. Ehrlichman or Mr. Haldeman.

Mr. LENZNER. And do you recall how you obtained the information that you did obtain?

Mr. CAULFIELD. Yes, I received it from a friend of mine.

Mr. LENZNER. Who was that?

Mr. CAULFIELD. Mr. James Juliano.

Mr. LENZNER. Do you know how he got it?

Mr. CAULFIELD. I think he got it from a physician friend of his.

Mr. LENZNER. Your memorandum indicates that Dr. Marvin Fuchs, who was George Meany's personal physician, was talked to on a very discreet basis by another physician.

Mr. CAULFIELD. Yes.

Mr. LENZNER. Was that Mr. Juliano?

Mr. CAULFIELD. Yes.

Mr. LENZNER. And you asked him to conduct this inquiry for you?

Mr. CAULFIELD. Yes.

Mr. LENZNER. Did you furnish Mr. Juliano with any funds for this?

Mr. CAULFIELD. No.

Mr. LENZNER. What was Mr. Juliano doing at the time that you made this request? How was he employed?

Mr. CAULFIELD. Mr. Juliano has his own private consulting business.

Mr. LENZNER. Were there other occasions when you asked Mr. Juliano to conduct similar inquiries?

Mr. CAULFIELD. As I have indicated, I think, in my previous session, I had spoken to Mr. Juliano about—

Mr. SEARS. I think it is fair to say that Mr. Caulfield had a general knowledge of Mr. Juliano, who he knew, without being specific, was

*See Book 21, p. 9868.

familiar with that kind of people. And therefore, an investigation of George Meany—I think Mr. Caulfield, it is fair to say, would have felt that Mr. Juliano might even know something about all of that because of his business.

Mr. CAULFIELD. The reason I called Mr. Juliano is—I think that he had a consultant contract with one of the labor unions, if I'm not mistaken, and that is the reason I took a chance and called him.

Mr. LENZNER. Do you have any idea why the President was interested in getting some discreet information on the condition of George Meany?

Mr. CAULFIELD. I do not know for a fact that the President was interested, other than the fact that, apparently, a memorandum went from Dean to the President. But I don't know if the President initiated it. There was intense interest, I do recall, at that time on the part of many people at the White House as to the condition of Mr. Meany.

Mr. LENZNER. Who do you remember expressing that interest?

Mr. CAULFIELD. Well——

Mr. LENZNER. In addition to Mr. Dean.

Mr. CAULFIELD. I believe Mr. Colson had a similar interest.

Mr. LENZNER. Did he so describe it to you?

Mr. CAULFIELD. No.

Mr. LENZNER. How did you learn of Mr. Colson's interest?

Mr. CAULFIELD. From Mr. Dean.

Mr. LENZNER. Did Mr. Dean indicate what, if any, use was going to be put to the information you obtained?

Mr. CAULFIELD. He did not.

Mr. LENZNER. Was there any followup request with regard to the condition of Mr. Meany?

Mr. CAULFIELD. No, because I think shortly after this memorandum was written, Mr. Meany's general condition became public knowledge. That he did, in fact, have a heart attack and was responding well.

Mr. LENZNER. In other words, this inquiry was conducted prior to the time that Mr. Meany's illness became a matter of public information?

Mr. CAULFIELD. No; it was public information that Mr. Meany was very ill.

Mr. LENZNER. But not public information that he had suffered a heart attack?

Mr. CAULFIELD. I think it was generally known that he had a heart attack. The thrust of the inquiry was how serious was the heart attack.

Mr. LENZNER. Could we have read back the last three or four answers there?

The REPORTER [reading]:

Mr. LENZNER. Was there any followup request with regard to the condition of Mr. Meany?

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Mr. CAULFIELD. I think it was generally known that he had a heart attack. The thrust of the inquiry was how serious was the heart attack.

Mr. LENZNER. Back on the record.

We have just had the record reread, which indicated a prior answer, Mr. Caulfield, by you, indicating that after this memo was prepared it became general knowledge that Mr. Meany had in fact suffered a heart attack and that, therefore, there was no followup.

My question to you was, "Do you recall now that the inquiry was to determine, (a) whether Mr. Meany was ill, and (b) whether he had suffered a heart attack, prior to the time that that information became a part of public information through the news media?"

Mr. CAULFIELD. I have difficulty in responding to the question for the simple reason that my impression, in looking at the memorandum that is before me, is that it was general knowledge that Mr. Meany was ill and it was generally assumed that Mr. Meany had a heart attack. Now, the thrust, as I recall it, looking at the material in front of me now, the thrust of the inquiry was to ascertain how seriously ill was Mr. Meany.

Mr. LENZNER. Why would anyone want to know that?

Mr. CAULFIELD. Mr. Meany was and is the outstanding labor leader in the United States.

Mr. LENZNER. What I am asking is, what purpose, what use would the White House have for information about how serious Mr. Meany's illness was? Was there an effort, for example, to contact other labor leaders with regard to Mr. Meany's illness?

Mr. CAULFIELD. I don't know that; it is possible.

Mr. LENZNER. So you don't know any reason why this information was obtained?

Mr. CAULFIELD. My function and role was to ascertain the extent of Mr. Meany's physical condition.

Mr. LENZNER. I understand what your function was, but can you understand the question? Do you have any knowledge of what the reason was for this additional knowledge being sought?

Mr. CAULFIELD. No; I do not.

Mr. LACKRITZ. You have mentioned before that you knew Mr. James Golden, is that correct?

Mr. CAULFIELD. That is correct.

Mr. LACKRITZ. Did you ever get any of your information on any of these requests from Mr. Dean or Mr. Ehrlichman by conferring with Mr. Golden?

Mr. CAULFIELD. My initial reaction to that is no, because Mr. Golden was affiliated, during my tenure at the White House, in 1969, 1970, 1971, with the Intertel organization.

Mr. LACKRITZ. Mr. Caulfield, do you recall telling us on September 11, that you used both Mr. Julianio and Mr. Golden as a source of information about the Hughes Tool Co. and about Mr. Larry O'Brien?

Mr. SEARS. Off the record.

[Discussion off the record.]

Mr. CAULFIELD. We can go on the record.

I remember speaking with Mr. Golden when he would stop by the White House and visit Mr. Krogh's office or Mr. Morgan's office; and in that context, I undoubtedly spoke to Mr. Golden regarding his function and role with the Hughes Tool Co., which, as I recall, Mr. Golden had left Intertel and had gone to Las Vegas to assume the takeover of the Hughes interest in Las Vegas. So, yes, I would have spoken to Mr. Golden about that subject, but strictly in a casual, social conversation—how are you doing; what's happening out there in Las Vegas; it's all over the television with Robert Maheu and the Hughes Tool Co. and Intertel. So the answer to that is "yes," strictly on a social basis.

Mr. LACKRITZ. I see.

Mr. SEARS. Is it fair to say that you were also, if he happened to drop anything of interest, hoping to glean something from the conversation?

Mr. CAULFIELD. If I deemed it interesting, I probably would have made a mental note of it.

Mr. LACKRITZ. But you say now that you did go systematically to Mr. Juliano to acquire information?

Mr. CAULFIELD. I didn't say that at all. Mr. Juliano is a friend of mine and we launched frequently, but I did not view it as a systematic request for information from Mr. Juliano. My relationship with Mr. Juliano is social.

Mr. LACKRITZ. So it was in the same context as your relationship with Mr. Golden?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Did you ever discuss with Mr. Golden the subject of political contributions from the Hughes Tool Co.?

Mr. CAULFIELD. Never.

Mr. LACKRITZ. To any campaigns?

Mr. CAULFIELD. Never.

Mr. LACKRITZ. Did Mr. Golden ever mention to you anything concerning the \$100,000 contribution that was transferred by Mr. Richard Danner to Mr. Rebozo in 1969 and 1970?

Mr. CAULFIELD. Never.

Mr. LACKRITZ. Did Mr. Golden ever indicate to you that he was traveling to Florida for the purpose of checking out allegations about the \$100,000 contribution?

Mr. CAULFIELD. Never.

Mr. LACKRITZ. Did Mr. Golden ever tell you that he had talked to Mr. Rebozo about the \$100,000 contribution?

Mr. CAULFIELD. Never.

Mr. LACKRITZ. Or did he ever indicate to you that he had talked to Rose Woods about the \$100,000 contribution?

Mr. CAULFIELD. No.

Mr. LACKRITZ. So, as I understand your testimony, you had no conversations at all with Mr. Golden concerning anything about the \$100,000 contribution?

Mr. CAULFIELD. Absolutely not.

Mr. LENZNER. Did you learn of the \$100,000 contribution prior to the time it surfaced in the news media last year?

Mr. CAULFIELD. No. The first time I ever heard of it was when it appeared in the newspaper.

Mr. LENZNER. Last year?

Mr. CAULFIELD. Whenever it appeared in the newspaper.

Mr. LENZNER. And there was no inquiry to you to obtain any information with regard to it?

Mr. CAULFIELD. Absolutely none.

Mr. LACKRITZ. OK.

Mr. SEARS. Just for the record, it is fair to say, as you can tell from these documents, that at various times there was interest manifested in Howard Hughes, Larry O'Brien. What he is referring to here is that he never had any knowledge about a \$100,000 contribution, and it is certainly possible that some of these investigations of various people's involvements with each other might have related to that, but his testimony is that he never had any knowledge of any \$100,000 contribution.

Mr. LACKRITZ. I understand that.

Mr. LENZNER. If you will look at the memos, I think you will agree that beginning in January 1971, there is a fairly extensive—you don't have to adopt the word extensive—but memorandums back and forth between you and Dean, and between Dean and Haldeman. You have already been over this with us, and you have indicated your contacts. What I am asking now is, what did you understand the focus and thrust of this effort was to be and what was behind it?

Mr. CAULFIELD. The focus and thrust of what, Terry?

Mr. LENZNER. The interest and relationship between Larry O'Brien and Robert Maheu, Hughes. Why did you think people at the White House were interested in the relations between Larry O'Brien and Maheu? Do you have any recollection of your thoughts in regard to that?

Mr. CAULFIELD. Well, Larry O'Brien was the chairman of the Democratic National Committee; Mr. Maheu was the individual who was in charge of the Hughes interest in Nevada. Mr. Maheu apparently was deeply involved in controversial matters out there in Las Vegas. These gentlemen were high level figures. On the surface it appeared there was a close interrelationship between the two. There was significant interest, not only amongst the people who were involved in politics at the White House, but in the media. There were nationwide television programs covering the subject, so in that context there was an ongoing interest.

Mr. SEARS. What was your impression as to why there was any interest at the White House in this, that's the question. What do you know about all of that?

Mr. CAULFIELD. I have no impressions of it other than the fact that O'Brien was the head of the opposition party, and that Mr. Maheu represented and apparently was involved in significant controversy with Mr. Howard Hughes. There was an intense interest. It was a matter in the public forum. I cannot respond any other way.

Mr. LENZNER. There were a lot of matters in the public forum, Mr. Caulfield, and they did not ask you to investigate all of them. What I am asking is, were they interested in obtaining derogatory

information on Larry O'Brien and his relationship with the Hughes Tool Co.?

Mr. CAULFIELD. I think if such information had existed, there would have been that interest.

Mr. SEARS. Is it fair to say that they were trying to find out if there was any relation that existed between Mr. O'Brien, Mr. Maheu or any of the troubles that Mr. Maheu was having at that time that would be embarrassing to Mr. O'Brien?

Mr. CAULFIELD. I think that is a fair statement.

Mr. LACKRITZ. There is something I want to clarify, Mr. Caulfield. You said last week, I believe, that you were a fairly regular reader of Mr. Jack Anderson's column, is that correct?

Mr. CAULFIELD. I think that's a fair statement.

Mr. LACKRITZ. Do you recall reading Mr. Anderson's columns on a regular basis?

Mr. CAULFIELD. Yes.

Mr. LACKRITZ. Do you recall in August of 1971, specifically August 6, 1971, a column by Mr. Jack Anderson concerning an allegation that \$100,000 of cash had been transferred by Mr. Danner to Mr. Bebe Rebozo?

Mr. CAULFIELD. I can only respond by saying I remember reading it in the newspapers. It could well be that if that's the first place it appeared in print, I would have read it at that time. But I don't recall specifically when it came to my attention. I remember reading it in the newspapers, and if Mr. Anderson was the first one to publish it, then in all likelihood I read it in his column.

Mr. LACKRITZ. We are talking about a time difference here of 3 years. I mean, you certainly would be able to remember if the first time you heard of a \$100,000 contribution was 3 years ago, as opposed to last year, would you not?

Mr. CAULFIELD. I think it would be very unfair for me to try to recall.

Mr. SEARS. If you did read in Mr. Anderson's column about any \$100,000 going from Mr. Hughes to Mr. Rebozo, would you have attached any significance to it at that time?

Mr. CAULFIELD. No, none whatsoever.

Mr. LACKRITZ. And you did not inquire of Mr. Rebozo about that matter?

Mr. CAULFIELD. No. I never spoke to Mr. Rebozo about anything in any way, shape or form.

Mr. SEARS. Do you always believe everything you read in Mr. Anderson's column?

Mr. CAULFIELD. I certainly do not.

Mr. LACKRITZ. I don't imply by the question that anyone believes everything they read in newspaper articles.

Mr. CAULFIELD. I understand.

Mr. LENZNER. Did you know Mr. Richard Danner?

Mr. CAULFIELD. I think I met Mr. Danner one time; I'm not even sure that he's the gentleman. But during the 1968 campaign, on a campaign stop, I think he came aboard the plane and I was introduced to him.

Mr. LENZNER. Have you had any conversations with him since?

Mr. CAULFIELD. I have never spoken to him since that time.

Mr. LENZNER. Do you know Mr. Robert Maheu?

Mr. CAULFIELD. I have never met him or spoken with him.

Mr. LENZNER. Did you learn shortly after he was released from the Hughes organization, about the time you started your investigation, he was subpoenaed before a Los Angeles grand jury?

Mr. CAULFIELD. No.

Mr. LENZNER. Do you recall telling us at one point, by the way, that people at the White House thought that Howard Hughes had everything wired in Washington, and that this was the source of concern for information surrounding the relationship of Hughes, O'Brien and Maheu?

Mr. CAULFIELD. What do you mean by wired?

Mr. LENZNER. Those are your words. That is what I want to know now. What you meant by that and where you got your information?

Mr. CAULFIELD. Just repeat what you just said.

Mr. LENZNER. You told us on September 11, 1973, that you thought that the people at the White House were interested in the relationship between Hughes, O'Brien and Maheu because Hughes had everything wired in Washington.

Mr. CAULFIELD. Boy.

Mr. SEARS. Off the record.

[Discussion off the record.]

Mr. LENZNER. On the record.

Now, I want your best recollection, if you recall telling us, September of 1973, that the reason that the people at the White House were interested in Howard Hughes and his relationships with O'Brien and Maheu was because the White House thought Hughes had everything wired in Washington? What is your recollection? Do you recall saying that or not?

Mr. CAULFIELD. I don't recall saying it.

Mr. LENZNER. Do you recall learning that that was the concern of the White House at some time?

Mr. CAULFIELD. That would have been my impression.

Mr. LENZNER. From discussions with whom?

Mr. CAULFIELD. Discussions with John Dean—well, it just would have been John Dean.

Mr. LENZNER. Do you have any recollections of any discussions with Mr. Ehrlichman about that?

Mr. CAULFIELD. No.

Mr. LENZNER. Were you aware of the fact that Mr. Haldeman had initiated the investigation through Mr. Dean at the time you were conducting it?

Mr. SEARS. For the record, which investigation are you referring to?

Mr. LENZNER. The investigations beginning in January of 1971 of the relationship between Maheu and O'Brien.

Mr. CAULFIELD. My impression was that Mr. Dean—this is 1971, now—which month in 1971?

Mr. LENZNER. January of 1971.

Mr. CAULFIELD. He wasn't at the White House then—yes, he was. I'm sorry. My impression was that he was reporting back to Mr. Haldeman.

Mr. LENZNER. Did you make a request of the IRS, the FBI, and the CIA and other Government agencies as part of your investigation into the relationship?

Mr. CAULFIELD. I made that recommendation. I did not conduct those.

Mr. LENZNER. And to your knowledge, was information obtained from the IRS, the FBI, CIA and other Government agencies with regard to the relationship between O'Brien, Hughes and Maheu?

Mr. CAULFIELD. Repeat the question, because I want to be sure that I respond properly.

Mr. LENZNER. And let me make it clear that I am basing this on an answer you gave us, again, in September of 1973, so take your time. Do you recall that information was, in fact, received from the IRS, the FBI, the CIA and other Government agencies with regard to the relationship between O'Brien, Hughes and Maheu?

Mr. CAULFIELD. I recall speaking with Mr. Acree about the general subject of O'Brien, Maheu and the Las Vegas situation. And I remember Mr. Acree passing on information to me regarding what he knew about the situation out there is Las Vegas. But as far as information coming from files or from the IRS or FBI or CIA or any agency, the answer is "No." I remember Mr. Acree passing on to me what he was hearing in the law-enforcement-intelligence community about what was occurring out in Las Vegas.

Mr. LENZNER. Do you remember the nature of any of that?

Mr. CAULFIELD. I don't recall specifically, but there may well be a memorandum around where I put it to paper.

Mr. LENZNER. Let me ask you this, did you learn that there was an intensive IRS audit being conducted at that time of the Hughes Tool Co., which included an audit of Larry O'Brien?

Mr. CAULFIELD. No, I did not learn that.

Mr. LENZNER. Did you, on any occasion, receive other information from other Government agencies with regard to this subject?

Mr. CAULFIELD. No, it's possible—and again I would like to repeat that this whole matter of Hughes and Maheu and Las Vegas was a matter of intense public interest and discussed, apparently discussed among the Federal agencies. I did not make any specific requests, nor did I receive any information from the files of the Federal agencies. What information I did put to paper came about as a result of social conversations.

Now, Mr. Acree was one of those individuals who advised me on a social basis what he was hearing.

Mr. LENZNER. You have already said that, Mr. Caulfield. What I am referring to, though, is a statement from our notes; on September 11 you told us that information about Hughes et al. was requested from the Internal Revenue office, the FBI and the CIA and a variety of Government agencies. And although Caulfield was not sure about what action had been taken as a result of the information that was gathered—

Mr. CAULFIELD. I think that is not correct. I think there is a document around here to support what I am saying, that it was recommended by me that that information should be obtained by those agencies; and I think if you hunt for it, it's there. But there

was never anything done. It was just a recommendation that I made to Mr. Dean.

Mr. LENZNER. What you are saying now is that to your knowledge, information was not then systematically gathered from the agencies?

Mr. CAULFIELD. To my knowledge, it was not gathered. However, I did recommend it.

Mr. LENZNER. But the memos also generally refer to possible derogatory information that Mr. Maheu and/or Mr. O'Brien might have, if something was done with information on them, if I recall—and I am paraphrasing that. Do you recall learning whether Mr. O'Brien had obtained any embarrassing information on Republicans through his contacts with the Hughes people?

Mr. CAULFIELD. No; I do not.

Mr. LENZNER. Or that Mr. Maheu had?

Mr. CAULFIELD. No; I do not.

Mr. SEARS. I think he has stated before that in conversations, I believe, with Mr. Juliano, he became aware that Republicans also had some kind of involvement with the Hughes organization.

Mr. CAULFIELD. Yes; I remember extending a note of caution in one of the memos, saying that in view—this is a very hazardous area and if you push it too far you are going to wind up with embarrassment to the Republicans as well as Democrats.

Mr. LENZNER. I don't want to belabor it; I just want to find out if you tied exactly that point into something that you had learned O'Brien knew?

Mr. CAULFIELD. No, Mr. Lenzner, absolutely not.

Mr. LENZNER. All right, the answer is "No."

Mr. LACKRITZ. There were some other items that we were hoping to cover, but—

Mr. CAULFIELD. Is there anyway we can get through it? I mean, I am starting to slip here, and I just don't want to overtax myself.

Mr. LACKRITZ. I understand that; that's why we are not going to continue. We are going to stop right now.

Mr. CAULFIELD. I am talking about the whole issue. If it could be done today, I would rather get it out of the way once and for all. I do not look forward to coming back up here, very frankly.

Mr. LACKRITZ. Well, quite frankly—

Mr. SEARS. Could we go off the record?

[Discussion off the record.]

Mr. LACKRITZ. Let's go back on the record.

The session is recessed now at 4:05. Mr. Caulfield has been testifying for about 5½ hours. And it will be resumed at some later time by agreement with counsel, if that is satisfactory with counsel.

Mr. SEARS. That's satisfactory.

Mr. LACKRITZ. Off the record.

[Discussion off the record.]

[Whereupon, at 4:05 p.m., the hearing in the above-entitled matter recessed.]

THURSDAY, MARCH 28, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 11:20 a.m., in room G-334, Dirksen Senate Office Building.

Present: Senator Montoya.

Also present: Terry Lenzner, assistant chief counsel; Marc Lackritz, assistant counsel; Scott Armstrong, majority investigator; Richard Schultz, assistant minority counsel; and Emily Sheketoff, minority research assistant.

Senator MONTOKA. Would you state your name for the record?

Mr. GRIFFIN. William E. Griffin.

Senator MONTOKA. Where are you from, Mr. Griffin?

Mr. GRIFFIN. 37 Rockland Avenue, Yonkers, N.Y.

Senator MONTOKA. Would you raise your right hand?

Do you solemnly swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. GRIFFIN. I do.

Mr. LACKRITZ. I want this on the record. Do you have any objection to our continuing with the examination of Mr. Griffin without the presence of a Senator?

Mr. AMBROSE. No, my client waives the requirement.

Mr. LACKRITZ. OK, Mr. Griffin, would you tell us when you first met Mr. Bebe Rebozo?

TESTIMONY OF WILLIAM E. GRIFFIN, ACCOMPANIED BY MILES
AMBROSE, COUNSEL

Mr. GRIFFIN. Sometime, I believe in 1968.

Mr. LACKRITZ. 1968? What was the occasion, do you recall?

Mr. GRIFFIN. I think it was a social occasion in New York. I don't recall exactly.

Mr. LACKRITZ. Do you recall who introduced you to him?

Mr. GRIFFIN. I think it was probably Mr. Abplanalp.

Mr. LACKRITZ. Going back to the last response, you say Mr. Abplanalp?

Mr. GRIFFIN. I believe so.

Mr. LACKRITZ. When did you first meet him?

Mr. GRIFFIN. I think in 1961 or 1962.

Mr. LACKRITZ. Do you recall the occasion which you met him?

Mr. GRIFFIN. Yes, I was representing a client who was selling his corporation, some property, and at the negotiations I met him.

Mr. LACKRITZ. I see. And then subsequent to that meeting did you represent Mr. Abplanalp?

Mr. GRIFFIN. Yes I did.

Mr. LACKRITZ. Can you describe how you came to represent him and what is your present status with respect to Mr. Abplanalp?

Mr. GRIFFIN. I'm not sure. It was either late 1962 or early 1963. After the transaction where I represented the seller, the then general counsel of Precision Valve Corp. requested that I do a little bit of work for the corporation since I was local in the area, which was Yonkers. And I did. And thereafter he suggested that I possibly consider being his assistant on a per diem basis and I'm not sure when that was. It might have been 1963. I was retained by the corporation as sort of an assistant counsel to the corporation on an independent basis.

And either in 1964 or 1965 the then general counsel got quite sick and requested that I handle most of the work. I think it was in 1965. My memory is not too good, but in that area that the then general counsel died and Mr. Abplanalp asked me to become, on an independent basis, the general counsel to his corporation.

Mr. LACKRITZ. Did he ask you that after you were made an officer in his corporation?

Mr. GRIFFIN. I was made an officer before that time. I think I was initially made the assistant secretary and then the general counsel was the secretary. And when the general counsel died, I was made secretary of the corporation. Now that may be wrong. If you want absolute dates, I can get them for you by looking into the records of the corporation. I'm just generalizing as to dates in these areas.

Mr. LACKRITZ. Are you still presently an officer of the Precision Valve Corp.?

Mr. GRIFFIN. I am still the secretary of the corporation. That is correct.

Mr. LACKRITZ. All right, have you ever had occasion to meet the President?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. When did you first meet the President? I mean President Nixon for the record to distinguish from the president of Precision Valve.

Mr. GRIFFIN. You mean the No. 1 and the No. 2? Again we are going back. It was either 1965 or 1966.

Mr. LACKRITZ. Do you recall the occasion when you met Mr. Nixon?

Mr. GRIFFIN. Yes, I had several lunches with him in New York City.

Mr. LACKRITZ. Were you alone on those occasions or with Mr. Abplanalp?

Mr. GRIFFIN. I was with Mr. Abplanalp.

Mr. LACKRITZ. And Mr. Abplanalp introduced you to the President?

Mr. GRIFFIN. Yes, I believe he did.

Mr. LACKRITZ. Did you ever do any legal work for the President at that point, from 1966 through about 1968, prior to the time he became President?

Mr. GRIFFIN. No.

Mr. LACKRITZ. OK, and how well did you get to know him from 1966 through 1968 before he became President?

Mr. GRIFFIN. Oh, I saw him four or five times for lunch. For dinner, once or twice. Other than that I had basically no communication with him other than social.

Mr. LACKRITZ. Did you have any business dealings with the President prior to 1968?

Mr. GRIFFIN. No, I don't believe so.

Can I ask you what type of business you are talking about?

Mr. LACKRITZ. Well for example, were you involved in any land transactions with the President or involved with any other kind of loans?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Any other stock transactions possibly?

Mr. GRIFFIN. No, specifically those questions, no.

Mr. LACKRITZ. Well are there other kinds of business transactions in which you might have been involved with the President?

Mr. GRIFFIN. Not that I can recall. I know at one time he was looking for a house.

Mr. LACKRITZ. Right. That comes later on as I understand?

Mr. GRIFFIN. No, it does not.

Mr. LACKRITZ. When did this occasion arise?

Mr. GRIFFIN. Oh—

Mr. AMBROSE. I would say it was about 1965 or 1964.

Mr. GRIFFIN. 1965, somewhere around the area there. He was thinking about moving into Westchester County at one point and several of us were looking around for homes. It was not a business transaction. It was strictly a friendly basis.

Mr. LACKRITZ. He asked you to look for homes?

Mr. GRIFFIN. He didn't ask me directly.

Mr. LACKRITZ. Who asked you?

Mr. GRIFFIN. I think probably Mr. Abplanalp said do I know of any and we may have discussed it at lunch with him a couple of times. He did not move up there and I did not handle any transactions.

Mr. LACKRITZ. And there were no other occasions when he asked you to do anything for him such as looking for a home?

Mr. GRIFFIN. None that I can recall, no.

Mr. LACKRITZ. Now did there come a time, in the spring of 1973, when you received a telephone call from Mr. Rebozo?

Mr. GRIFFIN. I think I received a lot of telephone calls from Mr. Rebozo in the spring of 1973.

Mr. LACKRITZ. Specifically, do you recall receiving a call from him in the spring of 1973, when he told you he had a problem he wanted to discuss with you?

Mr. GRIFFIN. Yes, I do.

Mr. LACKRITZ. When was that phone call?

Mr. GRIFFIN. My best guess is I thought it was in late April 1973. I can't pinpoint the exact date or even the exact week for you. That is my best recollection.

Mr. LACKRITZ. Well have you reviewed your telephone records to determine if there are any indications on your telephone records of any calls to you from Mr. Rebozo or calls back from you to Mr. Rebozo?

Mr. GRIFFIN. I have reviewed my telephone calls and there are any number of calls to Mr. Rebozo's, but it is not unusual that I would call him and he would call me on many occasions. As I indicated before, we are also friends.

Mr. LACKRITZ. I understand that. Have you brought those telephone records with you today?

Mr. GRIFFIN. I have.

Mr. LACKRITZ. Well I would like to serve you this subpoena, which calls for the production of telephone records and any other documents which would reflect any contact you had with Mr. Rebozo during that period of time.

Are these the telephone records produced in response to that subpoena?

Mr. AMBROSE. May I just say this for 1 minute, please? Pursuant to our discussion I have here Xerox copies of the telephone records of Mr. Griffin's office in Yonkers, his home in Yonkers and his beach house in Long Beach Island, N.J., which covers a period of time. I also have attached to them typed takeoffs of the phone calls, which would be to Mr. Rebozo's home or office in Key Biscayne. I would like very much if I could submit the Xerox copies of the telephone records and have you compare those to those which we have taken off and then return these to us and have them indeed marked for your purposes to satisfy the subpoena. Would that be satisfactory?

Mr. LACKRITZ. That is perfectly satisfactory.

Mr. GRIFFIN. Let me take a look at this.

Mr. AMBROSE. That is right. It is more than one set.

Mr. GRIFFIN. I have done it for the period of January 1, 1973, through June 1973. Let me check and see if this is the A set.

[Pause.]

Mr. LACKRITZ. Just so there is no misunderstanding, Mr. Ambrose, we will return these to you as soon as we can be given the opportunity to just doublecheck these.

Mr. AMBROSE. That is right.

Mr. LACKRITZ. Fine.

Mr. AMBROSE. And so the record is clear on it; the reason, of course, that we are concerned about it is that a number of other calls on there obviously related to Mr. Griffin's legal business, and I think that would be privileged communications.

Mr. LENZNER. Obviously.

Mr. GRIFFIN. One other comment—

Mr. LENZNER. Why don't you first mark that?

Mr. LACKRITZ. Fine.

Mr. GRIFFIN. One other comment. On the taped sheet for the month of May 1973, my beach house phone—and I don't believe I was at the beach at all—but my wife could not find the bill. So I can't—well, she is still looking for it, and I do not believe I was at the beach all month, and I don't think any phone calls were made from that number, but it indicates nothing on our transcript concerning the month of May.

Mr. LACKRITZ. That is May of 1973?

Mr. GRIFFIN. May of 1973, that is correct.

Mr. LACKRITZ. Why don't we have the six typed sheets marked as exhibit A for the purposes of this executive session, and the copies of the telephone records turned over to us by Mr. Griffin marked as exhibit B, which will be returned to Mr. Griffin just as soon as we compare exhibit A with exhibit B?

[The documents referred to were marked exhibits 1 and 2 for identification only and can be found in the files of the committee.]

Mr. LACKRITZ. All right, and I would like to make a copy of the subpoena served on Mr. Griffin today marked as exhibit 3 for today's executive session.

[The document referred to was marked Griffin exhibit No. 3 for identification.*]

Mr. AMBROSE. Would this be an appropriate time—excuse me, but would this be an appropriate time to go over some of the other things?

Mr. LACKRITZ. That is exactly right. All right. Well, Mr. Griffin, have you brought with you any other documents related or called for by the subpoena, specifically travel records, or hotel vouchers or anything else called for?

Mr. GRIFFIN. Do you want to say it?

Mr. AMBROSE. No, you say it.

Mr. GRIFFIN. The only thing I was advised of orally to bring was three things: One was my telephone records; second, a check of any travel that I may have made during the period we are talking about—and I did receive another telephone call, I think from Mr. Ambrose, and I guess it was from Mr. Ambrose concerning the question of the officers and directors of Precision Valve Corp. and their subsidiaries—that is the third thing that I brought with me.

Mr. LACKRITZ. Those three items?

Mr. GRIFFIN. Yes.

I have not been advised up to this point that any and all documents that I may have had concerning Charles G. Rebozo should have been brought with me, nor was I advised to bring travel vouchers, checks, check stubs, airline tickets, credit charges, or vouchers which reflect contact with Mr. Charles G. Rebozo.

Mr. LACKRITZ. Just to clarify for the record, I believe we asked you in our last interview informally if you would check back through your records to try to pin down the time in the spring of 1973 when you were first contacted, and when you had your discussions with Mr.

*See p. 10476.

Rebozo concerning the money. I believe the subpoena refers to any other documentary evidence which would relate to that transaction.

That is why it is limited solely from the period of January 1 of 1973 to June of 1973.

Mr. GRIFFIN. Between January 1, 1973, and June 30, 1973, I had other transactions with Mr. Rebozo, but did not involve the question of the \$100,000, and that is what I thought this was going to be restricted to, and I didn't even bother going through my records.

Just to give you an example, there has been a great deal of communication between Mr. Rebozo and myself, as Mr. Abplanalp's attorney in the B & C Investment Co. I understood those things I did not have to bring, and the only thing we were going to discuss under oath today was the question of the \$100,000.

That is what I was prepared to discuss, and that is what I brought over.

Mr. LACKRITZ. As I believe I indicated to Mr. Ambrose over the telephone, and as I believe I indicated when I first contacted you, what we were going to do, was to go back concerning the money and any possible uses the money would have been put to; and possible uses would involve some of these other transactions.

Mr. GRIFFIN. Maybe if I said to you now on the record that there is no memorandum, no written documents, there are no written letters, there is nothing anywhere in my office concerning anything that I did involving the return of the \$100,000, or that would help in pinpointing the exact dates that I testified to before, other than what I have told you I have brought with me; it would help.

As to the telephone records—

Mr. LACKRITZ. Let me, just so we don't get into a problem with this, and I don't think there will be, state now, if such transactions arise in the context of the questioning here at this session, there may be a request to you to go back and to go to the records on some of the specific transactions. And I take it you would be willing at some future time to produce those records if so requested by the committee?

Mr. AMBROSE. And if they relate to the subject of this particular inquiry.

Mr. LACKRITZ. That is right.

Mr. AMBROSE. I think that is fair enough.

Mr. GRIFFIN. May the record also show that it is my understanding that the committee has subpoenaed all of my personal checks and records. At least I have been told that is the case.

So I did not bring my checks, nor was I asked to.

Mr. LACKRITZ. Fine.

Mr. GRIFFIN. If I could continue?

Mr. LACKRITZ. Sure.

Mr. GRIFFIN. I want to add that I was very upset and very embarrassed to find that the committee had subpoenaed my mother's and father's telephone records in Fort Lauderdale. They received a call from the telephone company. And I have a very sick father, and they got very upset about it, and I could not understand why they did it. And I requested Mr. Ambrose to contact you about it.

In fact, I discussed it with you personally on the phone.

Mr. LACKRITZ. I was going to say as soon as I found out about that, I believe I called you personally. And for the record at this time, I would like to have the letter that was sent to Mr. Griffin, senior, and the letter sent by Senator Ervin to the telephone company withdrawing the subpoena, made exhibits for today's executive session. So that there is no misunderstanding, that was a purely clerical error and a confusion over your names, and there was, obviously, no malice or harm intended.

Mr. GRIFFIN. I want to thank you for sending the letter.

Mr. LACKRITZ. OK.

[The documents referred to were marked Griffin exhibit No. 4, for identification.*]

Mr. LACKRITZ. Getting back to the subpoena, did you bring any travel records with you today that reflect any trips that you made to meet with Mr. Rebozo in the spring of 1973?

Mr. GRIFFIN. I have made notes for myself, because I didn't realize that you were going to subpoena the records themselves, but I can testify orally as to when I made certain trips to Florida, not necessarily totally to see Mr. Rebozo.

Mr. LACKRITZ. I understand that. All right.

So you are saying you do not have the actual records today?

Mr. GRIFFIN. Yes, I do not have the actual records today.

Mr. LACKRITZ. All right, you do not have the actual records. If it becomes necessary to produce the actual records, which reflect what you are about to tell us, I take it you have no objection to producing those records?

Mr. AMBROSE. I think there might be some difficulty, because a number of them were by private aircraft, and it might necessitate us subpoenaing the logs of the private aircrafts. So again, if we can get a satisfactory means of reproducing the log in question for the day in question, that would help.

Mr. LENZNER. Why don't we just go ahead orally and see if it is necessary to go further?

Mr. AMBROSE. It is a complicated procedure.

Mr. LACKRITZ. Mr. Griffin, could you go ahead and describe for us the occasions in which you traveled to Florida from January 1, 1973, to June 30, 1973, from the items you brought with you?

Mr. GRIFFIN. The items I brought with me relate to the period of time where I thought I first received an inquiry concerning the \$100,000, which I believed to be either the last week in April or the first week in May. Therefore, I didn't go back and check my records for January, February, March, but I did check them for May and June.

Mr. LACKRITZ. April, May, and June?

Mr. GRIFFIN. For April, May, and June, yes; and I believe that in the latter part of April, and I am not sure, I believe it was in the last 10 days of April, I thought I traveled to Miami by commercial airliner to see Mr. Rebozo. I don't know what day it was, and I cannot find the ticket.

*See p. 10479.

As I told you the last time I was here, on one or two occasions I paid cash for the tickets because I didn't bring my charge card and so forth.

I also traveled to Miami on the 3d of May of 1973 by commercial airliner, and I did, I believe, see Mr. Rebozo on that occasion.

Mr. LACKRITZ. All right. Let's just stop there for a second.

You say you traveled to Miami in the last week of April?

Mr. GRIFFIN. I believe so.

Mr. LACKRITZ. Do you have any records at all? Do you have a diary entry showing you went to Miami at the time?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Do you recall on that occasion, did you stay at the Key Biscayne Hotel?

Mr. GRIFFIN. No, I did not, I am sure I didn't because the only time I stayed there was from, I guess it was from maybe the 18th or 19th of May for about a week, which was my anniversary. Maybe some time I may have stayed there one night, but I don't recall.

Mr. LACKRITZ. Well, do you recall, did you write any checks to the Key Biscayne Hotel?

Mr. GRIFFIN. Yes, I wrote checks to Key Biscayne Hotel. I wrote a check at one point as a deposit for reserving some rooms. I am sure you have that check.

I wrote some other checks, I think, to pay the bills when we were down there. It was for two or three couples, and we were down there for 4 or 5 days. And I think I paid the bills totally with my checks.

Mr. LACKRITZ. Well, do you recall, when you wrote the check for the deposit at the end of April, were you there at the Key Biscayne Hotel?

Mr. GRIFFIN. No, I don't believe I was. I think I sent it by mail.

Mr. LACKRITZ. And that was to reserve your rooms for later on in May?

Mr. GRIFFIN. That was to reserve a villa down there, I believe. If you would show me the check, I could tell you.

Mr. LACKRITZ. That is the top check. And I would like to have this marked as exhibit 5.

[The document referred to was marked Griffin exhibit No. 5 for identification.*]

Mr. GRIFFIN. I believe this check, dated April 3 of 1973 in the amount of \$100, is——

Mr. LACKRITZ. It is April 30.

Mr. GRIFFIN. I don't have my glasses. I believe that was a deposit for our reservations in May.

Mr. LACKRITZ. And you believe you sent this check?

Mr. GRIFFIN. To my best recollection, I believe I mailed it to them.

Mr. LACKRITZ. Now, how were you able to determine that you traveled to Miami in the last week of April?

Mr. GRIFFIN. As I said before, my best recollection is I thought I did. I checked my American Express cards, I have checked the billings, and I couldn't find anything. I checked the tickets in the office, which I usually put in my out box, and I couldn't find anything.

*See p. 10481.

But I have a feeling that I did go down in late April. It is just my best recollection.

Mr. LACKRITZ. Do you recall the purpose of that meeting?

Mr. GRIFFIN. I thought that was the first meeting with Mr. Rebozo. It may not have been, but I thought it was.

Mr. LACKRITZ. In other words, the first meeting you have had with Mr. Rebozo to discuss the possible return of the money would have been in late April, the last week in April?

Mr. GRIFFIN. I think so. It may have been May 3. It is just a gut feeling that I had that I went down very late in April, but I can't find anything to verify that.

Mr. LACKRITZ. All right. When you pay for the airline ticket, you say you either pay in cash or you charge it to your American Express account?

Mr. GRIFFIN. There are various ways that I go and various ways it gets paid. On a few occasions, I have gone down to take a flight and not had my credit card, and I have paid cash to go down. That is very infrequent.

On most occasions, when I am traveling in a hurry, I generally go down with my American Express card. On other occasions, when I am traveling on behalf of a business client, sometimes the business client provides me with the check.

Mr. LACKRITZ. Do you recall which commercial airline you flew down in the last week of April on?

Mr. GRIFFIN. No, I don't.

Mr. LACKRITZ. Well, you would have presumably flown from La Guardia?

Mr. GRIFFIN. Hopefully. I always try and go La Guardia because it is only 30 minutes from my home, but if I can't, I go Kennedy.

Mr. LACKRITZ. But you haven't been able to locate that ticket?

Mr. GRIFFIN. No, I have not.

Mr. LACKRITZ. And the next trip you were able to pin down was May 3?

Mr. GRIFFIN. May 3, that is correct.

Mr. LACKRITZ. How did you go down?

Mr. GRIFFIN. I went commercial.

Mr. LACKRITZ. Do you have the ticket from that?

Mr. GRIFFIN. I don't have it with me.

Mr. LACKRITZ. In other words, you still have a copy of the ticket showing you went down on May 3?

Mr. GRIFFIN. Yes, I had some secretaries dig through. I don't know who paid for the ticket. It may have been myself and it may have been the clients. I don't know. But it was on May 3, and I left at 9:55 a.m.

Mr. LACKRITZ. Do you recall which airlines you traveled on on that occasion?

Mr. GRIFFIN. I don't.

Mr. LACKRITZ. Would you be able to produce that ticket or a copy of the ticket for us?

Mr. GRIFFIN. I should be able to.

Mr. LACKRITZ. OK. I would like to request at this time you produce that as soon as possible.

Mr. LENZNER. You say you departed La Guardia at 9:55 a.m.?
Mr. GRIFFIN. I think it was La Guardia. I am almost positive I have that ticket.

Mr. LENZNER. And do you have any indication when you returned on that trip?

Mr. GRIFFIN. To New York?

Mr. LENZNER. Yes, left Miami.

Mr. GRIFFIN. When I left Miami? I left Miami that afternoon.

Mr. LENZNER. That afternoon? What time was that?

Mr. GRIFFIN. Oh, I would guess—my best recollection is that I drove from Miami to Fort Lauderdale in late afternoon.

Mr. LACKRITZ. And why did you drive from Miami to Fort Lauderdale?

Mr. GRIFFIN. Because I was going to Walkers Key late in the afternoon, and the plane that was taking me to Walkers Key was at the Fort Lauderdale Airport, and possibly because I wanted to see my mother. She doesn't keep a diary either.

Mr. LACKRITZ. No, and I wasn't asking about that.

All right. So that you were only in Miami for a short period of time. Do you recall meeting with Mr. Rebozo on that occasion?

Mr. GRIFFIN. I believe I did.

Mr. LACKRITZ. Now, we will get back to these specific meetings. When was the next time you traveled to Miami?

Mr. GRIFFIN. Are you talking about—can we distinguish? You are talking about me going to Key Biscayne?

Mr. LACKRITZ. Well, are there other occasions when you traveled to Miami and did not go to Key Biscayne?

Mr. GRIFFIN. There are.

Mr. LACKRITZ. On those occasions, did you meet or talk to Mr. Rebozo when you were down there?

Mr. GRIFFIN. Gee, I may have.

Mr. LACKRITZ. You may have? Can we just go through all the times you went to Florida then?

Mr. GRIFFIN. Well, I was in and out of Florida for 4 days from May 3 through May 7. When I say in and out of Florida, I am talking about from Fort Lauderdale to Miami to Key Biscayne to Walkers Key, back to Fort Lauderdale, back to Walkers Key, and things like that; traveling back and forth.

Mr. LACKRITZ. So it is primarily travel between Miami and Fort Lauderdale and Walkers Key and back?

Mr. GRIFFIN. Correct.

Mr. LACKRITZ. And then, when was the next time you traveled to Florida?

Mr. GRIFFIN. 16th of May.

Mr. LACKRITZ. OK. And how did you travel on that occasion?

Mr. GRIFFIN. Commercial.

Mr. LACKRITZ. And when did you leave New York?

Mr. GRIFFIN. 16th of May.

Mr. LACKRITZ. I mean what time? Do you have the ticket on that?

Mr. GRIFFIN. I probably do. It was my wife and I and another couple leaving.

Mr. LACKRITZ. And this was the trip to celebrate your anniversary?

Mr. GRIFFIN. That is correct.

Mr. LACKRITZ. OK. Where did you stay on that occasion?

Mr. GRIFFIN. One night, I believe I stayed at the Yankee Clipper Hotel in Fort Lauderdale, and one night I spent at the Walkers Key Club in the Bahamas, and I believe the rest of the time I spent at the Key Biscayne Hotel.

Mr. LACKRITZ. And was your wife with you throughout this period of time?

Mr. GRIFFIN. Yes, she was.

Mr. LACKRITZ. And when did you return to New York?

Mr. GRIFFIN. I returned on the 22d of May.

Mr. LACKRITZ. By commercial?

Mr. GRIFFIN. By commercial.

Mr. LACKRITZ. All right, then when was the next occasion that you traveled to Florida?

Mr. GRIFFIN. I traveled to Florida on the 25th of May.

Mr. LACKRITZ. And for what purpose was that trip?

Mr. GRIFFIN. It was, again, I was down there for a couple of days, and I believe I did see Mr. Rebozo during that period of time.

Mr. LACKRITZ. How long were you there on that occasion?

Mr. GRIFFIN. I was down there—I arrived on the 25th of May and I returned on the 28th of May.

Mr. LENZNER. Mr. Griffin, did you have any chance to review—first, do you keep time charts that would reflect what business you conducted in Miami or in the Florida area?

Mr. GRIFFIN. No.

Mr. LENZNER. You don't?

Mr. GRIFFIN. No.

Mr. LENZNER. And did you keep any time record with regard to the time you spent with Mr. Rebozo on the matter of the \$100,000?

Mr. GRIFFIN. I did not.

Mr. LENZNER. So that you have tried, I take it then, but cannot recreate, for example, what hours you spent when you were in Florida on particular business matters?

Mr. GRIFFIN. No, I combined a lot of things. As you know and as I have explained to you before, I am a friend of Mr. Rebozo. And when I see him, it is not necessarily business. We may go out to dinner or lunch, or I may even see him someplace else, or we may be going some place.

I also represent several corporations that have major interests in Florida and in the Bahamas, and it is very difficult to go back and try to determine what hours were spent on what.

Mr. LENZNER. And you don't have time records that would reflect that?

Mr. GRIFFIN. We started time records in the office this year, because we think we under-billed last year.

Mr. LACKRITZ. All right. The last trip that you described, you returned to New York on the 28th of May by commercial plane?

Mr. GRIFFIN. Not by commercial plane, by private jet.

Mr. LACKRITZ. Whose jet was that?

Mr. GRIFFIN. That jet was owned by a corporation called Precision Airlines, Inc.

Mr. LACKRITZ. Is that a subsidiary of Precision Valve?

Mr. GRIFFIN. Yes, it is.

Mr. LACKRITZ. Did Mr. Rebozo travel back with you on that occasion?

Mr. GRIFFIN. I don't believe that he did.

Mr. LACKRITZ. What is the name of the plane?

Mr. GRIFFIN. You mean the number of it? There is no name.

Mr. LACKRITZ. The number?

Mr. GRIFFIN. N-777PV.

Mr. LACKRITZ. N-777TV?

Mr. GRIFFIN. No, PV. P as in Peter.

Mr. LACKRITZ. Where is the plane normally kept?

Mr. GRIFFIN. At Tupperborough.

Mr. LACKRITZ. Where?

Mr. GRIFFIN. Tupperborough, New Jersey.

Mr. LACKRITZ. All right. When was the next time you traveled to Florida during that period?

Mr. GRIFFIN. Up to and including June 30, I don't believe I traveled.

Mr. LACKRITZ. That was your last trip?

Mr. GRIFFIN. I believe so.

Mr. LACKRITZ. Are you refreshing your recollection from a list in front of you?

Mr. GRIFFIN. I am refreshing my recollection from notes that I have made.

Mr. LACKRITZ. Are those typed notes?

Mr. GRIFFIN. Part of them are typed, part are handwritten.

Mr. LACKRITZ. Could I just see a copy of those handwritten notes to see if there is anything else on there?

Mr. AMBROSE. Well, we will submit one to you, but he has some personal things in addition, which I don't think will be appropriate. We will be glad to submit a copy of this without the personal notes on it.

Mr. GRIFFIN. These are all of my flights.

Mr. AMBROSE. These involve other flights besides the Key Biscayne flights.

Mr. GRIFFIN. And other clients.

Mr. LACKRITZ. In other words, that is all of your travel?

Mr. GRIFFIN. That is correct. It is not the travel just to Florida; it is all of my travel.

Mr. LACKRITZ. Did any of those other trips indicate travel which was designed to meet with Mr. Rebozo in other cities? For example, if you met with Mr. Rebozo in Washington during that period of time, do those records indicate trips such as that?

Mr. GRIFFIN. Let me just take a look.

Mr. LACKRITZ. Or any representative of Mr. Rebozo?

Mr. GRIFFIN. I believe one of them does, and that was on June 11 of 1973.

Mr. LACKRITZ. All right. Where was that from?

Mr. GRIFFIN. That was from White Plains, N.Y., to Saranac Lake and back the following morning.

Mr. LACKRITZ. And did you meet Mr. Rebozo at Saranac Lake?

Mr. GRIFFIN. Mr. Rebozo was with me on that plane.

Mr. LACKRITZ. How did you travel on that occasion?

Mr. GRIFFIN. I went from White Plains to Saranac on a Grumman Goose Sea Plane, and I returned the following morning from Saranac Neck to White Plains on a private jet; the same jet I referred to before.

Mr. LACKRITZ. OK. Whose plane is the Grumman Goose that you described?

Mr. GRIFFIN. That plane, I believe, is also owned by the same corporation.

Mr. LACKRITZ. Precision Aircraft?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. Do you have the registration number of that plane?

Mr. GRIFFIN. No, I don't. I can get it for you if want it.

Mr. LENZNER. We would like that submitted for the record.

Mr. LACKRITZ. Sure. Can you submit that for the record as soon as possible after this session?

Mr. AMBROSE. Wait until I just get this down, the registration number of the Grumman Goose.

Mr. LACKRITZ. That Mr. Rebozo and Mr. Griffin traveled up to Saranac Lake on June 11 of 1973.

Mr. GRIFFIN. And back the following morning; came back by jet rather than the Goose.

Mr. LENZNER. And Mr. Rebozo was with you to Saranac Lake and returned?

Mr. GRIFFIN. Yes, he was.

Mr. LENZNER. Was anyone else present?

Mr. GRIFFIN. Mr. Abplanalp.

Mr. LENZNER. And all three were together going and returning?

Mr. GRIFFIN. I think, if I am not mistaken, we also had a Mrs. Stennis aboard who was the pilot's wife.

Mr. LACKRITZ. And not related to the Senator?

Mr. GRIFFIN. I'm sorry?

Mr. LACKRITZ. I said not related to the Senator in any way?

Mr. GRIFFIN. No, sir.

Mr. LACKRITZ. To the best of your knowledge anyway.

All right. Do any of the other trips that you have in front of you reflect any contact or meeting with Mr. Rebozo?

Mr. GRIFFIN. Let me just review it for a moment to make sure. [Pause.] OK. It is possible, but I really don't know that, but he might have been on the Mallard, it is a Grumman Mallard that takes us back and forth from Florida to the Bahamas. I can't tell you whether that is the case or not, but that would be on possibly the 3d or 4th of May, but I don't know. It could possibly be on the 7th of May. Again, I don't know. And it could possibly be on the 25th of May, but I am not certain.

Once in a while, he may fly out just overnight.

Mr. LACKRITZ. All right. Do you have any way to determine whether or not Mr. Rebozo was on this flight?

Mr. GRIFFIN. Probably the easiest way for me to check would be to call him up, call up Mr. Rebozo and ask him.

Mr. LACKRITZ. Well, do you have any records?

Mr. GRIFFIN. I personally did not keep any records.

Mr. LACKRITZ. Well, would the Grumman Mallard have?

Mr. GRIFFIN. Right, that is where I could check for you initially, but I think I could also check with Mr. Rebozo. I just don't know.

Mr. LACKRITZ. And the Grumman Mallard is also owned by Precision Aircraft?

Mr. GRIFFIN. That is owned by Precision Valve Corp itself. I'm not absolutely sure on the ownerships. Basically the three planes that we are talking about are owned by the Precision complex, but as to what corporation each of them are in, I am not totally sure.

If it is very relevant to you, I can find it out.

Mr. LACKRITZ. Do you happen to have the registration number of the Mallard?

Mr. GRIFFIN. I don't have it with me, and I can't recall it.

Mr. LACKRITZ. OK. Could you find that out and submit it later on for the record.

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. Now, that would complete the travel from April through June of 1973 of the occasions when you met with Mr. Rebozo?

Mr. GRIFFIN. To the best of my recollection, and my secretaries are digging into my files.

Mr. LACKRITZ. All right. Do you have any questions?

Mr. GRIFFIN. Let me add also I did meet with Mr. Rebozo on another occasion, and of course, that was at the inaugural.

Mr. LACKRITZ. Right, but that is back in January of 1973?

Mr. GRIFFIN. That is right.

Mr. LACKRITZ. Now, just while we are on the subpoena, you say you also brought with you copies of the subsidiaries and directors of Precision Valve; is that correct?

Mr. GRIFFIN. I did bring them with me, yes.

Mr. LACKRITZ. Those are not specifically mentioned in the subpoena, so I am asking you at this time, would you like to voluntarily turn them over to the committee pursuant to the request of the committee?

Mr. AMBROSE. Well, I have the same question I raised with you or Miss DeOreo of your staff on the phone. I am not sure I know the relevance of the corporate structure of Precision Valve into this inquiry.

You know, if you can really say there is some relevance to it, I would be glad to consult with him. I don't want to be in a position of waiving any rights we might have during the course of the inquiry here today about any legal privilege which would exist between Mr. Griffin and Precision Valve and various subsidiaries, and Mr. Abplanalp.

And I don't want to be in a position by just submitting these—not that they are almost a matter of public record, I guess—but I don't want to do it in that form during this hearing for that reason. And so, unless you have some overwhelming desire for it, I would just as soon forgo it at this time.

Mr. ARMSTRONG. Off the record.

[Discussion off the record.]

Mr. ARMSTRONG. Back on the record.

Mr. GRIFFIN. Why don't you get into the phone records first, and let's get that out of the way?

Mr. ARMSTRONG. There is a quick question here, which will allow Mr. Lackritz to continue, and then I can look at this for a second.

On the May 16 through 22 trip, when you were down there for your anniversary, did you see Mr. Rebozo on that occasion?

Mr. GRIFFIN. Yes, several times.

Mr. ARMSTRONG. OK. Secondly, on the occasion of the trip in late April, do you have any recollection where you stayed down there?

Mr. GRIFFIN. This is the one that is the most hazy. And as I said, I can't find any flight records commercially. I thought it was one of those trips I went down and back in a matter of 4 or 5 hours. That is my best recollection of it, and I will be damned if I can find anything on it at the moment, but that is the best I can do for you right now.

Mr. ARMSTRONG. You don't recall staying overnight?

Mr. GRIFFIN. I do not.

Mr. ARMSTRONG. Were there any other occasions during that period when you would have stayed at the Yankee Clipper?

Mr. GRIFFIN. There might have been.

Mr. ARMSTRONG. You mentioned the one night.

Mr. GRIFFIN. I spent a night at the Yankee Clipper the day we arrived in Fort Lauderdale with my wife and with another couple, Mr. and Mrs. Richard Hammer. We stayed up on the sixth floor, and I know I paid the bills for it some time in June.

Mr. LENZNER. Just looking for a second here, you have a copy of the phone bills. Could you just look at those for a moment, and I have one or two questions I would like to ask you?

Without identifying a specific number, there are a number of phone calls I see here to a Washington, D.C., number. Would you tell us whether any of those calls relate in any way directly or indirectly to the discussions you had with Mr. Rebozo with regard to the \$100,000?

Mr. GRIFFIN. They do not, and can I go back on that?

Specifically, where are you talking about? Let's do it that way.

Mr. LENZNER. Fine. If you start with January 11, is that the one you have?

Mr. GRIFFIN. No. Let me say for the record, this is not my only phone.

Mr. LACKRITZ. I understand that.

Mr. LENZNER. Yes, and I am just trying to ascertain if these are calls to regular clients. I don't want the clients identified, but if they are calls relating directly or indirectly to the \$100,000, we might save some time by seeing how they fit into the chronological pattern.

Washington, D.C., January 11, 448-3300; and let's see. Another number is 298-9030, which appears to be called fairly frequently.

Mr. GRIFFIN. That is a law office.

Mr. LENZNER. Does not relate to the \$100,000?

Mr. GRIFFIN. No.

Mr. LENZNER. 447-93—

Mr. GRIFFIN. Sir, where are you?

Mr. LENZNER. That would be—let's see. Where is that?

Well, on January 10, there is a call to 447-9348.

Mr. GRIFFIN. In Washington again?

Mr. LENZNER. Yes, sir, January 10.

Mr. GRIFFIN. Is that the Treasury?

Mr. AMBROSE. No, 964 is the Treasury.

Mr. GRIFFIN. I don't know, but I am sure—

Mr. AMBROSE. Well, it could be—oh, no. It is not.

Mr. GRIFFIN. No, but if it is important, I could find out.

Mr. LENZNER. No.

Mr. GRIFFIN. I don't know, Terry. The only possibility was if Mr. Rebozo might have been in Washington, I might have called him in Washington.

Mr. LENZNER. And these would be hotel numbers then, I take it?

Mr. GRIFFIN. I don't really recall any.

Mr. LENZNER. There is a call on January 16 to 447-9334 and 965-2300.

Mr. GRIFFIN. You are talking about Washington?

Mr. LENZNER. Yes, January 16.

Mr. GRIFFIN. I don't know.

Mr. LENZNER. And January 17 to Alexandria, Va., 703-960-4349.

Mr. GRIFFIN. No, that is a personal friend.

Mr. LENZNER. All right. January 27, 456-1414?

Mr. GRIFFIN. January 26?

Mr. LENZNER. No, January 27.

Mr. GRIFFIN. 202-456-1414? That is the White House.

Mr. LENZNER. Do you recall who you would have called on that occasion?

Mr. GRIFFIN. No.

Mr. LENZNER. Did you ever call anybody other than Mr. Rebozo at the White House?

Mr. GRIFFIN. Oh yes.

Mr. LENZNER. There is a 964-2788 number some place here—

Mr. AMBROSE. That is the Treasury.

Mr. LENZNER. Who would that be to?

Mr. AMBROSE. Not to Mr. Rebozo.

Mr. LENZNER. I mean, did it relate to this?

Mr. GRIFFIN. No, it related to another client.

Mr. LENZNER. 296-4035.

Mr. GRIFFIN. Give me the date.

Mr. LENZNER. Well, that would have been June 5.

Mr. GRIFFIN. You got these records anyway.

Mr. LENZNER. Huh?

Mr. GRIFFIN. I said you got these records anyway there.

Mr. LENZNER. No, no, this is from looking at them. I wrote these down just now as a matter of fact.

Mr. AMBROSE. June 5?

Mr. LENZNER. Yes.

Mr. GRIFFIN. 202-296-4035?

Mr. LENZNER. Right.

Mr. GRIFFIN. I don't know.

Mr. LENZNER. And I also noticed when I went through these that on—let's see—oh, yes. Would you look at April 3d? And you have checked on April 3d one call to 305-361-5731.

It is on the prior sheet probably, lower left.

Mr. GRIFFIN. April 3d?

Mr. LENZNER. You have one call checked to Miami, Fla. That is Mr. Rebozo's call. And then below it, the same time, a call to 305-361-5431, which is exactly the same number except the 7 is made into a 4.

Mr. GRIFFIN. I don't know. If it is important, Terry, I can find out for you. It might have been the same number. They may have made a mistake. I don't know.

I could call the number and find out who it is.

Mr. LENZNER. And on the same date you called two numbers in Washington. Well, you called the White House in Washington and you called 739-4481.

Would either of those calls be related in any way to the subject of the \$100,000?

Mr. GRIFFIN. I doubt it very much. If Mr. Rebozo was in Washington, I might have telephoned him, but I doubt it. I think this is too early anyway. I think my first communication with Mr. Rebozo concerning any of this was in late April.

Mr. LENZNER. Well, if you called Mr. Rebozo in Florida on at least one occasion on that date, who would you have called at the White House on the same date?

Mr. GRIFFIN. I have no idea. I talked to a number of people in the White House.

I think this is earlier than the initial communication I had.

Mr. LENZNER. All right. Now—

Mr. AMBROSE. Excuse me just one second, please?

[Discussion off the record.]

Mr. GRIFFIN. Maybe we should put this on the record, that up to a certain point, and that point was the day that the New York Times story broke concerning my handling of the \$100,000, I don't believe I spoke to anyone on any occasion other than Mr. Rebozo concerning the \$100,000. But I did on that date as you know.

Mr. LACKRITZ. Now let's go back to your first contact with Mr. Rebozo about this matter. You say you place it now in late April to the best of your recollection?

Mr. GRIFFIN. That is to the best of my recollection.

Mr. LACKRITZ. And you say you do this primarily because of intuition?

Mr. GRIFFIN. That is what I thought it was.

Mr. LACKRITZ. Have you had any discussions with Mr. Rebozo about when he first brought the subject to your attention?

Mr. GRIFFIN. I have not.

Mr. LACKRITZ. You have had no discussions with anyone representing Mr. Rebozo about when you first talked to him about that subject?

Mr. GRIFFIN. I have not specifically on the subject itself.

Mr. LACKRITZ. Or when you first talked to him about the subject?

Mr. GRIFFIN. I talked to no one else about it.

Mr. LACKRITZ. All right, but since that time, for example, in the last few months, have you discussed with anyone, when the matter first came out?

Mr. GRIFFIN. I'm sorry?

Mr. LACKRITZ. Well, has anyone helped you in your recollection to place it in late April?

Mr. GRIFFIN. No one has helped me in my recollections. No, it is just to the best of my recollection. I haven't asked Mr. Rebozo as to the specific date he is talking about. He may be talking about another date. I don't know. But I did not discuss it with him and I haven't discussed any testimony with him concerning this.

As I said, I am very hazy, but I have an intuition that it was in that period of time. I, in fact, called some of the airlines as to whether or not there were any tickets issued in my name, to see if I could find it. I can't find the ticket. The first ticket I could find was a commercial ticket on the 3d of May.

Mr. LACKRITZ. All right, well did Mr. Rebozo call you before you travelled down there?

Mr. GRIFFIN. I believe he did. He may not have called me that day. I think what happened was that he asked me whether I was going to be in Florida within a short period of time, and if I were, he wanted to discuss something with me of importance to him; ask my advice on something.

Mr. LACKRITZ. Did he indicate to you at that time what the specific problem was?

Mr. GRIFFIN. No, he didn't.

Mr. LACKRITZ. He just said that he had a specific problem he wanted to discuss with you?

Mr. GRIFFIN. Yes, he wanted to discuss it with me; that I was a lawyer and he wanted to discuss it with me as a lawyer.

Mr. LACKRITZ. Did he indicate the problem had anything to do with the IRS?

Mr. GRIFFIN. He indicated nothing except there was a problem he would like to discuss with me.

Mr. LACKRITZ. Do you recall whether this call from Mr. Rebozo was prior to May 1st? I'm just trying to think of any way we could possibly refresh your recollection about events going on at that time. Was it prior, for example, to the time when Mr. Dean and Mr. Ehrlichman and Mr. Haldeman resigned from the White House? Do you recall that time?

Mr. GRIFFIN. What date was that?

Mr. LACKRITZ. That would have been about April 30th as I recall.

Mr. GRIFFIN. I don't know.

Mr. LACKRITZ. Does that jog anything?

Mr. GRIFFIN. No, it doesn't.

Mr. LACKRITZ. And how long a conversation did you have with Mr. Rebozo on that occasion?

Mr. GRIFFIN. Gee, I don't recall. I don't think it was very long but I don't recall the time elements on it. I don't know. I would assume you could get them from Mr. Rebozo's telephone records because they give you times. I just don't recall. I have indicated to you that I talked to Mr. Rebozo a great deal. Either he calls me or I call him or I am at some place where he is talking to somebody else and I chat with him and in some areas it is a buddy-buddy relationship.

Mr. LACKRITZ. Well, did you indicate to him that you were going to be in Florida in the near future after he called you?

Mr. GRIFFIN. My best recollection was I didn't think I was going to be, but that I would come down and chat with him if it was important enough and I think that is what I did.

Mr. LACKRITZ. Did he agree to that suggestion, that it was very important?

Mr. GRIFFIN. He indicated that it was, you know, something as far as he was concerned that was important. He wanted to discuss it with me as soon as possible, to get my advice on it, yes.

Mr. LACKRITZ. So then what happened next?

Mr. GRIFFIN. You mean after the telephone conversation?

Mr. LACKRITZ. Yes.

Mr. GRIFFIN. As I say, I'm not sure I came down in the latter part of April or if it was May 3, which I could verify, but I had a meeting with Mr. Rebozo.

Mr. LACKRITZ. Could you describe what you discussed at that meeting, what he said to you, what you said to him?

Mr. GRIFFIN. I can't recall specifically the conversation but in General he advised me what the problem was and that was that he did have \$100,000 in cash in a safe deposit box at the Key Biscayne bank and that it was given to him—and he didn't recall the exact dates—but he indicated he thought part of it was given in 1969 and part of it was given in 1970. He said it is the exact money that was given to me and that he had some inquiry—and I'm not sure whether the inquiry was from the Internal Revenue Service or whether the inquiry was from the Hughes case or the Maheu case, but apparently some governmental agency had made inquiry of him concerning it and he wanted to know what to do.

Mr. LACKRITZ. I see. Did he tell you who had delivered the money to him?

Mr. GRIFFIN. I don't believe we got into that.

Mr. LACKRITZ. Did he tell you what the purpose of the money was when he received it?

Mr. GRIFFIN. No, he didn't.

Mr. LACKRITZ. Did he say it was to be used for campaigns?

Mr. GRIFFIN. I think I probably implied that, that I don't think we—well, I tried to avoid the discussion of the specifics of the matter until I could digest the matter and I did not want to get into it at that point—any of the details. The problem was that he had the money on hand at that point and what should he do with it. That was the problem he gave me.

Mr. LENZNER. Well, did he tell you specifically that a governmental agency had contacted him about the money?

Mr. GRIFFIN. I don't recall whether he said to me that it was the Internal Revenue Service or it was some investigators on the Maheu case. My best recollection is I think he may have said something about the Internal Revenue Service, but I can't recall. I was not interested at that point as to who contacted him concerning the money. The problem that he gave me was that he had the money and what should he do with it, what was my best advice in that area.

Mr. LACKRITZ. Did he tell you if anyone else was aware that he had the money?

Mr. GRIFFIN. I don't believe he did.

Mr. LACKRITZ. Did he tell you you were the only other individual who knew about the money at that time?

Mr. GRIFFIN. He did not.

Mr. LACKRITZ. Did he indicate that he had met as yet with any representatives of any Federal agencies to discuss the money at that time?

Mr. GRIFFIN. I don't know whether he said he was going to meet with them or he had met with them. It was either one or the other; either had just met or was about to meet and I believe it was the Internal Revenue Service from the west coast office or the Nevada office. That is why I thought it had something to do with the Maheu case.

Mr. LACKRITZ. Did he indicate to you that he discussed this matter with the President.

Mr. GRIFFIN. He did not.

Mr. LACKRITZ. Did you ask him if he discussed the matter with the President?

Mr. GRIFFIN. I did not.

Mr. LACKRITZ. All right, did he tell you if he used any of the money at any time for any purpose?

Mr. GRIFFIN. He told me very specifically that the money that was in the safe deposit box was the identical bills that he had received and there had been no change whatsoever in it. As a matter of fact, he did say to me it seemed a shame that the \$100,000 could not have been invested to obtain some interest on it. It was sitting in the safe deposit box. But he was very specific concerning the question of the identical bills.

Mr. LACKRITZ. Did he indicate to you that the bills had been removed from the safe deposit box at any time for any purpose?

Mr. GRIFFIN. I don't believe so. I don't think we discussed it.

Mr. LACKRITZ. Did he indicate to you or did you ask him if he had used any portion of the money that he had been given for any purpose?

Mr. GRIFFIN. No, because I think he covered that by saying to me that all of the money he had received were the identical bills and was in the safe deposit box and that they were the identical bills received and the exact amount of money he had received. I think they were talking about a \$50,000 and \$50,000 for a total of \$100,000 that he had received in two payments.

Mr. LENZNER. One thing I wonder about. If he had indicated, Mr. Griffin, that it was a pending contact with the Internal Revenue Service, would that not have defined the issue more substantially than if it had just been an inquiry from say the Maheu suit?

Mr. GRIFFIN. No, I don't believe, Mr. Lenzner, when I said inquiry for the Maheu suit, I meant a governmental agency inquiry.

Mr. LENZNER. I see, so it was your understanding right from the beginning that it was a governmental interest in the \$100,000?

Mr. GRIFFIN. It was my understanding that there either had been communication or there was about to be communication with

Mr. Rebozo concerning these funds, and that he was asking my advice as to what should be done with them now. They were still in his vault. He said they were the identical bills and that he was seeking legal advice from me concerning their disposal at this time.

Mr. ARMSTRONG. Did Mr. Rebozo indicate what the contents of the safe deposit box was beyond the bills themselves?

Mr. GRIFFIN. He did not. I did not go into the safe deposit box, and I don't know.

Mr. ARMSTRONG. Did you make any inquiry as to whether or not the funds at any time had been commingled?

Mr. GRIFFIN. As I just said a minute ago, he advised me that there was the \$100,000 and there was the \$100,000 only, that they were the identical bills he received, and that they were in that safe deposit box. I didn't make any inquiry as to whether they were commingled or not with any other funds.

Mr. LACKRITZ. All right, did he advise you that he had consulted with any other individuals at the time that he first mentioned this to you?

Mr. GRIFFIN. No, he didn't.

Mr. LACKRITZ. Did you ask if he consulted with anyone else?

Mr. GRIFFIN. No, I don't believe I did.

Mr. LACKRITZ. Did you ask him who else was aware that he still had the money?

Mr. GRIFFIN. No, I didn't.

Mr. LACKRITZ. And he asked you specifically what should he do at that point?

Mr. GRIFFIN. He said that he had the \$100,000 and it was in cash, there was this inquiry or he had seen or was about to see either the Revenue agents or some governmental body or person, and what were the problems, and what should he do with the \$100,000.

He wasn't going to deny he had it, and he asked my advice on that fairly broad subject, and that is basically the extent of the conversation.

Mr. LACKRITZ. How long a meeting did you have with Mr. Rebozo?

Mr. GRIFFIN. I think it was a couple of hours.

Mr. LACKRITZ. Where was it?

Mr. GRIFFIN. I believe it was at his office at the Key Biscayne bank. It could have been at his home, but I believe it was at the bank.

Mr. LACKRITZ. Do you recall anyone else being present at any time during your discussion?

Mr. GRIFFIN. No one else was present.

Mr. LACKRITZ. Did anyone bring any coffee or anything like that to you?

Mr. GRIFFIN. I can't recall.

Mr. LACKRITZ. Did he indicate to you that he had told Rose Mary Woods about the contribution on that occasion?

Mr. GRIFFIN. I don't believe he did, no.

Mr. LACKRITZ. All right, what was your advice to him during this conversation?

Mr. GRIFFIN. I didn't give any advice, as I recall it, on this conversation. The problem was presented at that time to me. And as I saw it, there was more than one problem involved. And I believe I told him that I really wanted to do some research on the problem or the problems. I raised, I believe, at that time areas where I thought there was some problems other than just the fact that he had the \$100,000.

Mr. LACKRITZ. And what were those areas of problems?

Mr. GRIFFIN. I believe I raised the problem of unreported income; I believe I raised the problem of possible gift; I believe I raised the problem of the campaign statutes, the election statutes; I think I raised the problem as to whether or not he might have been or was an officer of any committee raising funds. Those were the areas I think that I—

Mr. LACKRITZ. Did he ask you to do any research for him in these areas?

Mr. GRIFFIN. No, I said I would. I told him I thought there could be some problem areas there, but that I would need some time to really think about it and that I would myself do some research to see if I couldn't answer those questions in my own mind as to whether or not he had other problems.

Mr. LACKRITZ. Well, he told you, I take it, that he received the money in 1969 or 1970?

Mr. GRIFFIN. His recollection at that point was hazy. He wasn't sure whether he received it in 1969 or 1970. He thought that he had received some of it in 1969, and he thought that he had received some of it in 1970. I didn't get to the specific dates.

Mr. LACKRITZ. Well, did you ask him why he hadn't used the money?

Mr. GRIFFIN. I don't recall that I did. I was trying to limit this to the problem that he was presenting. I was not trying to create any additional problems. And the problem he presented to me, I was trying to answer.

Mr. LACKRITZ. Did you find it at all unusual or strange that someone would keep \$100,000 in cash in a safe deposit box?

Mr. GRIFFIN. I don't want to categorize it as strange.

Mr. LENZNER. Let me ask you this. You did discuss the unreported income, and I take at one point on that would be the length of time it was held. Did you at that time discuss why and did Mr. Rebozo explain why he had held the money for at that point it would have been almost 3 years even if he had received it in 1970?

Mr. GRIFFIN. I don't recall whether I discussed that or not and I raised the problem because of unreported income, because more than 1 year had passed from when he told me he had received the money, and I was afraid that an issue might be created both civilly and criminally concerning the unreported income problem of having received funds, and not having them reported, in excess of 1 year, 4 months, and 15 days. And that is why I raised the problem.

Mr. LENZNER. Exactly. But wouldn't it be important to determine what the recipient's position was and why he held those funds?

Mr. GRIFFIN. Yes, but I frankly did not want to get into some of these other problems. It was a sensitive area. He asked me advice specifically on what he should do. He wasn't talking about what he did do, why he did it. He was talking about what he should do now. And that was really the issue that I was centering on, and I didn't get into the specifics at that time as to why he did it or anything else. It had been done.

Mr. LENZNER. Did you do any research on the unreported income area?

Mr. GRIFFIN. Yes, I did.

Mr. LENZNER. Would it not have been helpful to have known though, in order to focus your research, exactly what the recipient's position was as to why he held it that long?

Mr. GRIFFIN. It wouldn't be pertinent to what I was looking up at that point.

Mr. LENZNER. What were you looking up?

Mr. GRIFFIN. I was looking up as to whether or not there was any possible criminal statute that might affect him concerning the holding of those funds.

Mr. LENZNER. Regardless of the reason he held it?

Mr. GRIFFIN. You always get into an intent situation when you are talking about the criminal law, but I was doing a general private research program so that I could basically advise him, after I had done it, as to those issues I considered in my own mind. I was doing that research. I was doing that research on my own.

Mr. LENZNER. You also discussed with him a problem that might have arisen with regard to the campaign statutes?

Mr. GRIFFIN. Yes.

Mr. LENZNER. And do you recall what specifically you may have discussed with regard to that?

Mr. GRIFFIN. Yes, I specifically discussed or mentioned the fact that if he were an officer or a designee of a committee that had received funds, there are reporting requirements, there are statutes which require you to turn that over to the designated officer in certain periods of time and so forth and so on. And I reviewed both of those statutes; the old one and the new one as well.

Mr. LENZNER. Did he indicate at that time whether he had reported the reception of the contribution?

Mr. GRIFFIN. I don't believe he did. Reported it to whom?

Mr. LENZNER. To the appropriate people under your description of your understanding of what the statute required.

Mr. GRIFFIN. I don't believe he had reported it, but I am not absolutely sure of that and I don't know whether I got into that. As I said, I was taking these problems myself and reviewing them to come up with what I considered to be proper advice.

Mr. AMBROSE. Would this be an appropriate time for me to take a 5-minute recess and make a telephone call?

Mr. LENZNER. Why don't we take a rest and come back?

[Brief recess.]

Mr. LENZNER. Back on the record.

I think we were discussing what discussion you had with regard to the possible violations of campaign statutes.

Mr. GRIFFIN. Are we on the record?

Mr. LENZNER. Yes. Can you go ahead and describe those, Mr. Griffin?

Mr. GRIFFIN. I just said to him on that first occasion that since he did receive this money, there might be conceivably a problem involving Federal statutes concerning the receipt of campaign funds, both as to the old statute and the new statute, which came into existence in 1972. I just raised it as a potential problem. We never discussed it. I said I would check it out myself.

Mr. LENZNER. Well did you discuss whether Mr. Rebozo had in fact reported it to any appropriate campaign committee?

Mr. GRIFFIN. I don't recall discussing it. We might have. And I just don't believe he had reported it to any campaign committee.

Mr. LENZNER. Going back, did you also describe the difference between the civil and criminal tax problems that might arise?

Mr. GRIFFIN. No, all I did was raise the issue of the possibility that there would be—there should be consideration or research done on both the civil and criminal aspects of this.

Mr. LENZNER. Did you indicate to him the length of time might be one factor with regard to the tax problem; the length of time he held the funds?

Mr. GRIFFIN. I might have because I was discussing the question of not reporting—the possibility of not reporting the income as being an issue and that has to do with the time element.

Mr. LENZNER. And you were familiar, I take it from your own private practice, with the length of time. You didn't have to do any research on that? In other words you have that—

Mr. GRIFFIN. Oh, I had general knowledge of the subject and we were talking about money received in either 1969 or 1970 and this conversation took place in late April or early May of 1973 so there obviously was a time problem.

Mr. LENZNER. Did you so indicate to Mr. Rebozo on that problem?

Mr. GRIFFIN. I indicated the unreported income problem and several other problems, even a gift problem. Even if they had said to him—and I didn't get into this—but if they had said this was a gift to you, there was some responsibility concerning gift taxes and so on and so forth.

Mr. LENZNER. Did you ask Mr. Rebozo if he had reported the reception of the funds on any of his tax returns?

Mr. GRIFFIN. I may have or I may have assumed he didn't.

Mr. LENZNER. Did he indicate that he had not reported the reception of the funds to anybody or on his tax returns?

Mr. GRIFFIN. I think he indicated to me that he didn't report the receipt of the funds on his tax returns. I think I may have asked that question. I am not sure.

Mr. ARMSTRONG. Incidentally, in that regard, does this help you recall the time in terms of how close it was to his having filed his taxes and whether or not he applied for an extension?

Mr. GRIFFIN. You mean April 15th? No, it doesn't.

Mr. ARMSTRONG. You don't recall him saying anything like, "Well, I have my taxes for this year, should I report it"?

Mr. GRIFFIN. No, it was not a very detailed discussion in any manner, shape or form concerning these issues in detail. What I was doing was raising possible issues concerning the potential problems and that really I was going to go back and research some of these issues myself so that I could provide him with what I considered the best advice he should have at the time.

Mr. ARMSTRONG. Did you ask him if he had taken the automatic extension on his tax returns?

Mr. GRIFFIN. No, I didn't get into his tax returns to that extent at all.

Mr. LENZNER. Was there any discussion about whether he had or had not reported the reception of the funds to anybody else after he received them?

Mr. GRIFFIN. I don't think I got into that. When we were talking about the question of committee reporting, I think I may have asked him whether or not he discussed this with any committee and I think he said he did not, but I don't want to hang my life on the question of whether he did or did not discuss it. I was attempting to raise—solely to raise issues—I wasn't attempting to get the background of the issues—so that I might give him what I considered to be my best advice as to what he should do in May of 1973.

Mr. ARMSTRONG. Did you give him any examples as to the types of individuals that he might have reported it to?

Mr. GRIFFIN. No, I was raising the general issue only and more for my own sake. This is a conversation that took place in the course of maybe 2 hours. I was not about to give him advice on certain issues without first knowing what the hell I was talking about. I just raised the issues in this very general conversation.

Mr. LENZNER. Well, were you aware at the time, of any significance attached to it in the Internal Revenue context of whether he had or had not notified anybody else of the reception of the funds?

Mr. GRIFFIN. No, I wasn't.

Mr. LENZNER. Did you later become aware of that factor?

Mr. GRIFFIN. Only to the extent of what I read in the newspapers concerning that possibility and I really have not gotten involved or read up to any great extent concerning this case at all.

Mr. LENZNER. I take it what you are saying is that on your first discussion with Mr. Rebozo he did not indicate to you at any time that he had in fact discussed the reception of the funds with anybody prior to the time he talked with you about it?

Mr. GRIFFIN. He didn't say he had and he didn't say he hadn't. I assumed that he probably had. I am not his only advisor. I am not his only lawyer. I just assumed that he had, but I didn't ask him.

Mr. LENZNER. You say you are not his only lawyer. Had you represented him on any prior occasion?

Mr. GRIFFIN. I represented Mr. Rebozo in the B & C Investment Co. transaction, yes.

Mr. LENZNER. I see.

Mr. LACKRITZ. You said there were some problems arising from the reporting of campaign funds?

Mr. GRIFFIN. I said I thought there might be a problem in that area.

Mr. LACKRITZ. Did Mr. Rebozo indicate to you which campaigns these funds were supposed to be for?

Mr. GRIFFIN. I don't believe he did. He indicated to me the dates he thought he received them.

Mr. LACKRITZ. And he indicated to you also that they were campaign funds? He must have indicated something to you.

Mr. GRIFFIN. He indicated in a general way that the money was for, you know, for the purposes of politics and campaigns. I assumed—I did not get into it—I assumed what he was talking about, and he did not say it to me, that what he was talking about was the Presidential campaigns.

Mr. LACKRITZ. But he did not tell you specifically the Presidential campaigns?

Mr. GRIFFIN. I did not ask.

Mr. LACKRITZ. And you said he said something about the money was to be used for politics?

Mr. GRIFFIN. Let me correct myself. I'm talking about political campaigns when I say "politics" and I assumed what he was talking about was the President's political campaign.

Mr. LACKRITZ. But he used the plural at the time he discussed this with you?

Mr. GRIFFIN. No, I don't say he did, no. If I said that, it is wrong. I can't tell you exactly what he said. I wasn't paying that much attention to our conversations, except trying to analyze what the problem was and trying to analyze what issues might be presented, so I could give him the advice I thought he needed.

Mr. LACKRITZ. You also indicated that he stated that the money in the safe deposit box was the identical money that he had received from Mr. Danner, is that correct?

Mr. GRIFFIN. I don't know whether he said to me that he had received it from Mr. Danner or not, but he did specifically say to me, I recall very vividly because he repeated it on several occasions, that it was the identical money and he was glad that he hadn't even put the money in some bank to accumulate interest on so that he could now return the identical money.

Mr. LACKRITZ. Well, did he indicate to you the money was kept in the same form in which he received it?

Mr. GRIFFIN. Yes, he did, in \$100 bills. He indicated the money was in \$100 bills and these were the same \$100 bills.

Mr. LACKRITZ. Did he indicate the \$100 bills were kept in the same packets that he had received?

Mr. GRIFFIN. No, I don't believe we got into the question of whether it was the same packet or not.

Mr. LACKRITZ. Did he mention to you or did you ask him whether he had altered the form in which the money was stored at any time during the prior 3 or 4 years?

Mr. GRIFFIN. What?

Mr. LACKRITZ. In other words, if he had changed the wrappers?

Mr. GRIFFIN. No, I don't think we got into that.

Mr. LACKRITZ. So he did not indicate to you that he had changed the wrappers, is that correct?

Mr. GRIFFIN. I don't believe so. Again, to go back to the point, I was concentrating more on what the issues were in my mind.

Mr. LACKRITZ. Did he indicate to you that he had changed envelopes in which he kept the money?

Mr. GRIFFIN. I don't believe he did. I read it somewhere I think.

Mr. LACKRITZ. But Mr. Rebozo did not mention it to you on that occasion?

Mr. GRIFFIN. He may have but my recollection—

Mr. LACKRITZ. But you don't recall it?

Mr. GRIFFIN. I don't recall it, no. He did specifically say—and he was talking about the \$100,000—and he did say that they were the identical bills, that it was all in \$100 bills and it was the identical \$100 bills that he had received in 1969 and 1970.

Mr. LENZNER. Did he say that it was from the Hughes organization?

Mr. GRIFFIN. I believe he did; either Hughes organization or some representative from the Hughes organization or somebody being an intermediary with the Hughes organization. I don't recall him saying who delivered the money to him, but Hughes' name did come up.

Mr. ARMSTRONG. Did you ask or did he indicate on whose behalf he was acting as an agent; whether or not he was acting as an agent for the Hughes people or for the campaign?

Mr. GRIFFIN. No, we didn't discuss the question of agency.

Mr. ARMSTRONG. At all? I mean, even to the extent of whether he had received the money or he was holding it on someone else's behalf?

Mr. GRIFFIN. No, we didn't discuss the question of what his role was legally in this as an agent of anyone. We just didn't.

Again, I was concentrating on and raising certain issues only for the purpose of raising the issues and hoping that I could go back and do some research and give him the best advice. I don't recall the question of discussing it in any detail with him; whether he was Hughes' agent or anybody else's agent.

Mr. ARMSTRONG. You mentioned before that you had asked him whether or not he had reported it to any officers or designees—well, you asked him if he was an officer of designee of any campaign?

Mr. GRIFFIN. Yes, I did.

Mr. ARMSTRONG. At that time or prior did he indicate he was?

Mr. GRIFFIN. He indicated to me, I believe, that he was not.

Mr. ARMSTRONG. That he had been?

Mr. GRIFFIN. I think he indicated that he had not been, but I don't recall. I raised that for the purpose in my own mind of the possible issue concerning the statute itself, when you do become an officer, there are certain duties and responsibilities as an officer of these committees,

which you are fully aware of, and that is why I think I asked the question.

Mr. ARMSTRONG. OK, forgive me for what—

Mr. GRIFFIN. I may have asked it specifically as to whether or not he was in fact an officer of the Re-Elect Committee or not.

Mr. ARMSTRONG. And he indicated he was not an officer or designee?

Mr. GRIFFIN. He indicated to me he was not a designated officer of that committee.

Mr. ARMSTRONG. Forgive me for what may sound like a layman's question, but wouldn't the question of agency in such a transaction be a crucial one for determining what his legal responsibilities were?

Mr. GRIFFIN. Not in my opinion at that time, no.

Mr. ARMSTRONG. Well wouldn't it in fact be important to determine whether or not he had been designated an agent of the Hughes Tool Co. to at some later point to give this money to whatever campaign would be appropriate?

Mr. GRIFFIN. I didn't raise the question with him or in my own mind at that point concerning agency.

Mr. ARMSTRONG. Did you raise it at any time?

Mr. GRIFFIN. I don't believe I did. I didn't raise or answer all of these questions either when I gave him advice.

Mr. ARMSTRONG. So you never got any answer to that question?

Mr. GRIFFIN. I don't think I asked the question.

Mr. ARMSTRONG. But he never gave you any information which led you to draw a conclusion?

Mr. GRIFFIN. I don't recall him giving me any information concerning agency structure. I don't think I asked any questions concerning it.

Mr. LACKRITZ. Did you keep any notes from your meeting on that occasion?

Mr. GRIFFIN. No notes.

Mr. LACKRITZ. Did you make any notes at any time from any of your conversations with Mr. Rebozo?

Mr. GRIFFIN. I don't believe I did. I may have had a scratch note maybe but I don't believe I did.

Mr. LACKRITZ. But nothing that you would have kept in a case file.

Mr. GRIFFIN. That is correct.

Mr. LACKRITZ. Did you open up a file on Mr. Rebozo's problems?

Mr. GRIFFIN. On this problem?

Mr. LACKRITZ. Yes.

Mr. GRIFFIN. No sir.

Mr. LACKRITZ. What did you do following this meeting?

Mr. GRIFFIN. I did personal research on some of the questions I had raised in my own mind.

Mr. LACKRITZ. And specifically did you go back to New York or Fort Lauderdale to do legal research there?

Mr. GRIFFIN. I believe I did it in New York. I'm positive I did it in New York. And after I had done my research and checked it out I had another meeting with him.

Mr. LACKRITZ. You had another meeting with Mr. Rebozo?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. And do you recall when that second meeting would have been?

Mr. GRIFFIN. That might have been the May 3d meeting when I went down on May 3d. It is hard to pinpoint exactly when. I discussed it with him four or five times. I discussed it with him on any number of occasions on the telephone.

Mr. LACKRITZ. But to the best of your recollection the second meeting was about May 3d?

Mr. GRIFFIN. Well, from my travel records, it indicates that I went to Key Biscayne on the 3d of May. I just think that is maybe the time that I did it. I also saw him the other times I indicated. I saw him at least twice when I was down there on vacation concerning this problem.

Mr. LACKRITZ. And what advice did you give Mr. Rebozo at this meeting was about May 3d?

Mr. GRIFFIN. I believe it was at the bank.

Mr. LACKRITZ. In Mr. Rebozo's office?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. At what time of day was it?

Mr. GRIFFIN. Gee, I don't recall.

Mr. LACKRITZ. How long a meeting was the second meeting?

Mr. GRIFFIN. It was—I think it was an hour or maybe a little bit more. Part of the meeting when I met him I discussed other subjects other than this. One leads into the other, so I don't know how long we discussed this specific problem, but I did come down to him with what I considered to be very specific advice, and I recommended very strongly to him to take it.

Mr. LACKRITZ. What was your advice on that occasion?

Mr. GRIFFIN. My advice basically to him was that I thought he should immediately obtain an independent individual, who could act on his behalf to: One, count the money, to identify the bills specifically, to verify where they are, how much was there, have that fully documented, and then to as soon as possible thereafter return the funds from wherever he got them, to the person he received them from, and receive a receipt from that person and to do it just as soon as possible.

Mr. LACKRITZ. How did you form the basis of these recommendations?

Mr. GRIFFIN. As I say, I researched many of the problems, and I felt that this was the way that he should go concerning the funds. They belong to the person who gave them to him. I thought for his own protection he should have somebody totally independent verify what he said was so concerning the bills, and I felt that for his best interests that he should get the funds back to where they came from, thus avoiding a lot of potential problems.

Mr. LACKRITZ. All right. By the time of this second meeting, had Mr. Rebozo met with any officials of any Federal agencies; in other words, in the interim between the first meeting and the second?

Mr. GRIFFIN. You are talking about the Internal Revenue Service?

Mr. LACKRITZ. Yes.

Mr. GRIFFIN. He may have. I don't know. He might have. I think you could probably check with him or the Internal Revenue Service to find out when they met.

My discussion on that date was very specific, and it was a specific discussion as to what I recommended. And I was rather strong in my recommendations to him. And I was not about to discuss in general what the issues were or why or wherefor. I just said, I think, after my research and thinking about it, this should be done.

And I am sure we got into discussions of other matters as well.

Mr. LACKRITZ. What was Mr. Rebozo's response to your suggestions?

Mr. GRIFFIN. He thought it was a good idea.

Mr. LACKRITZ. Did he ask your advice as to who the individual would be?

Mr. GRIFFIN. If I am not mistaken, he said to me could I act.

Mr. LACKRITZ. In other words, he asked you?

Mr. GRIFFIN. Me, he said: "Do you think you could act as that individual?" And I said I didn't think so; I was not the person, the type of person, I was thinking about.

I was very closely connected with Mr. Robert Abplanalp, connected with many of the things that were going on, and the fact that I would do this would be tainted with partisanship on my part. I suggested to him a totally independent individual. I didn't suggest any names to him, but I declined that invitation to be that individual.

Mr. LACKRITZ. And he didn't suggest anyone else?

Mr. GRIFFIN. No, he didn't suggest anyone.

Mr. LACKRITZ. But you were clear, Mr. Rebozo did ask you to be that individual?

Mr. GRIFFIN. I believe he did. It was in the form of—more of "How about you doing it" or something to that nature.

Mr. ARMSTRONG. Did he solicit any suggestions?

Mr. GRIFFIN. For names? I don't believe he did. It is hard to recall whether he did. I know I didn't suggest anyone.

Mr. LACKRITZ. During that second meeting with Mr. Rebozo, did you ask him or did he tell you any more details of the storage of this money or the receipt of the contribution?

Mr. GRIFFIN. No, as I said, it was more of a meeting for me to go in and tell him what my advice was for him and that I had, you know, gone over many of the problems and I was not going to discuss the pros and cons of each of those issues, but that for the best interest, for his best interest my advice was what I told you.

Mr. LENZNER. Well, did you discuss what you had discovered with regard to the civil and criminal tax problems?

Mr. GRIFFIN. I did not.

Mr. LENZNER. Did you discuss further with him the campaign reporting problem?

Mr. GRIFFIN. I did not.

Mr. LENZNER. Or the gift tax problem?

Mr. GRIFFIN. I did not.

Mr. LENZNER. Did Mr. Rebozo ask? He obviously was concerned about those areas, I would think—I mean, you explained those problems the first time.

Mr. GRIFFIN. I raised them only as possible issues for my consideration concerning advice that I might give him. In my own mind I felt that the advice I was giving to him would help solve a lot of those problems without getting specifically with him as to why they would.

Mr. LENZNER. Which of the problems would that have solved, the return of the money?

Mr. GRIFFIN. Well, again in my mind I think they certainly would have solved the gift problem and the unreported income problem, and I thought they would also solve the question of whether he received, as an officer of a campaign, certain funds. And since it was the identical funds that we were talking about—

Mr. LENZNER. Did you advise him that the immediate return of the funds could solve or resolve these problems?

Mr. GRIFFIN. I didn't say they would resolve the problems. I just said that I thought for his best interests, my best advice would be to return the funds as soon as possible to the person he got them from.

Mr. LENZNER. He didn't say to you, "Bill, what about those other problems, what is my liability on tax"?

Mr. GRIFFIN. No, as a matter of fact, I assumed, without him saying it, he was getting other advice from other areas. And I did not want to get involved with a discussion of specific issues on those avenues.

Mr. LENZNER. Why was that?

Mr. GRIFFIN. Because he was only asking me what he should do at that point. I know he had accountants, and I know he had other lawyers, and the issues were not raised as far as I knew by the Internal Revenue Service.

Mr. LENZNER. Off the record.

[Discussion held off the record.]

Mr. LENZNER. Back on the record. Where were we?

[Whereupon the reporter read back the previous question and answer.]

Mr. LENZNER. Mr. Griffin, did you discuss any other options with Mr. Rebozo with regard to what to do with the funds?

Mr. GRIFFIN. I did not.

Mr. LENZNER. Did you consider any other options and terms of turning the funds over to the campaign?

Mr. GRIFFIN. I thought about, you know, a lot of them, but basically this was in my opinion the best advice for him at that time, and that is what I gave him. And I didn't really go into all of the rest of the stuff with him in any manner, shape, or form.

Mr. LENZNER. Did he ask of you, as to how he should deal with the Internal Revenue Service?

Mr. GRIFFIN. He did not.

Mr. LENZNER. Did you discuss the question of disclosure to the Internal Revenue Service with him?

Mr. GRIFFIN. I didn't discuss disclosure with him.

Mr. LENZNER. You didn't discuss the Internal Revenue Service with him?

Mr. GRIFFIN. Only to the extent, as I testified before, that they were either coming in or had been in to see him concerning these funds.

Mr. LENZNER. But that was the first meeting?

Mr. GRIFFIN. I believe so.

Mr. LENZNER. But I am talking about the second.

Mr. GRIFFIN. I don't know whether he discussed at the second meeting whether the Internal Revenue Service was coming in or had come in. At some point I knew they had come in, but I didn't discuss that issue with him.

Mr. LENZNER. Did you give him any advice on whether he should notify anybody that he was going to return the funds?

Mr. GRIFFIN. No, I advised him, as I told you, to get an independent individual that could act as his intermediary concerning the funds—he would have to advise that person—and to follow basically what I had recommended to him in those areas.

Mr. LENZNER. Did you ask him whether he had in fact discussed this matter with anybody else?

Mr. GRIFFIN. I don't believe I did.

Mr. LENZNER. And did he volunteer any information in that regard?

Mr. GRIFFIN. Not at that time.

Mr. LENZNER. Did he at a later time?

Mr. GRIFFIN. At a later time, yes.

Mr. LENZNER. Well, was there a discussion as to whose money actually it was at that period of time?

Mr. GRIFFIN. There was a general discussion, and I just understood it to mean that it was the Hughes money in general terms. And I don't believe I discussed with him as to who the person was who gave him the funds. I read someplace, I guess, it was Mr. Danner.

Mr. LENZNER. Well now, at the second meeting, you were still not aware as to which campaign the funds were designated for?

Mr. GRIFFIN. I wasn't and did not discuss it. I only gave him the advice, which I thought was the best advice at that time for him. I didn't get into the other issues. I didn't want to.

Mr. LENZNER. Did he ever suggest to you that he wanted to use those funds for future congressional or other campaigns?

Mr. GRIFFIN. I don't believe we discussed the question of the use of the funds. We were discussing the basic issue as to what he should do with them at that time, and my best advice was to return them under the terms and the conditions as I outlined to him.

Mr. LENZNER. I was wondering though, since you didn't know which campaign the funds were targeted for, why wasn't it a viable option to give the funds used by Mr. Rebozo for, say, that 1974 congressional campaign?

Mr. GRIFFIN. I just presumed in my own mind that when any funds were given to Mr. Rebozo, they were probably given for the purpose of the Presidential campaign. That is a presumption on my part.

Mr. LENZNER. But you have no hesitation in saying there was no discussion on that subject at all?

Mr. GRIFFIN. I don't believe there was any discussion on that subject. I did not want to get into these subjects. I was trying to concentrate on a specific issue and trying to give him advice on that specific issue.

Mr. LENZNER. And what you are saying is that on the first occasion, when you discussed this with Mr. Rebozo, you raised three rather serious problems for him.

Mr. GRIFFIN. No, I was not raising problems. I was raising issues. It might be a problem.

Mr. LENZNER. Exactly.

Mr. GRIFFIN. And it was a general discussion. I had just received the problem at that point, and my initial reaction was that these are the areas that there may be problems in; these are the issues, you know, that I will take a peek at, and there were conceivably more, but I couldn't think of them at that point.

Mr. LENZNER. But my point is after raising those, after suggesting those possible issues, on the second occasion that you talked with Mr. Rebozo, none of these specific issues were discussed?

Mr. GRIFFIN. I went down specifically to give him advice as to what he should do. I didn't go down to give him advice as to my research concerning the issues. I thought what he should do was return the funds.

Mr. LENZNER. The answer was no, there was no discussion?

Mr. GRIFFIN. I don't recall any discussion on those points.

Mr. LENZNER. And he didn't ask about any of them?

Mr. GRIFFIN. I said I had researched several of these issues in my own mind, and I had thought about other things, but it was me as a lawyer doing my own research. And after I researched these things, that was my conclusion as to what he should do.

Mr. ARMSTRONG. Did Mr. Rebozo indicate any options that he thought were available to him?

Mr. GRIFFIN. No, I think he wanted to return the money. I think when we discussed it, I think he was very much in accord, and I think it was probably in his own mind to indicate it anyway.

Mr. ARMSTRONG. Well, had he suggested that before you mentioned it?

Mr. GRIFFIN. Might have.

Mr. ARMSTRONG. Had he suggested that he felt he had any other options?

Mr. GRIFFIN. Not that I know of.

Mr. ARMSTRONG. Was it a question of just finding out if that option would basically solve his problems?

Mr. GRIFFIN. I don't know if it was a question of solving problems or not, because it was a question of him asking me advice in this area, and he may have said, "Yes," you know, "I want to return the funds." I don't recall whether he said it or not. I know when I did discuss it with him, he was in full agreement that that is what he thought he should do.

Mr. ARMSTRONG. Well, did he indicate or did you ask him whether or not there was any reason to believe these funds already belonged to the campaign or belonged to some individual?

Mr. GRIFFIN. No, we didn't get into that specific discussion of it. This was not a very long discussion. This was really—I was really coming down to give him some suggestions, and I gave him strong advice.

Mr. ARMSTRONG. But you gave him strong advice without knowing what the money was for, whose money it was or what his role in the transaction was?

Mr. GRIFFIN. I generally knew, as I told you, there was indication that it was Hughes' money. I did not want to get into it and avoided specifically the discussion of any of the specifics that took place prior to that time. I just didn't want to get into it. He was asking me advice as to what he should do then, and that is the advice that I gave him. That is the best advice I thought I could come up with at that point.

Mr. LENZNER. Did you tell him specifically—well, you mentioned before that you mentioned you had done research. Did you tell him you had done research on the criminal tax problems?

Mr. GRIFFIN. No, again I raised possible problems with him, possible issues the first time. And that was raising the issues after hearing this for the first time, all within say 1 or 2 hours. And I just said "I will start checking out some of these problems on my own and I will come back and give you the advice I think you should take."

Mr. LENZNER. So you didn't indicate that you had done research into specific areas?

Mr. GRIFFIN. I indicated that I had done research into areas, but I did not discuss in detail the research I had done. I said, "I have done research in various areas and this is the advice I think you should take."

Mr. LENZNER. And did he say "Will that take care of my gift tax problem"?

Mr. GRIFFIN. No, we didn't specifically discuss this.

Mr. AMBROSE. Can I raise a little objection at this point? I think we have been all over this at least 7,000 different ways and I really think we are getting to the point of needless repetition. I think it has really gotten a little beyond the pale and could almost characterize it as attempting, Mr. Lenzner, if you will excuse the expression, of trying to put Mr. Rebozo's words in Mr. Griffin's mouth. And I think really you got the point. I think he has testified very clearly that certain considerations came to him. And when he first heard the story, he checked a few things out and he told him the best advice under the circumstances is to give the money back. It has been asked 400 different ways, very cleverly and very artfully and so on, but the answer is still the same.

Mr. LENZNER. I wouldn't say it was done cleverly. We are not trying to be clever; just trying to get some information.

Mr. AMBROSE. I know but I think, really, Mr. Griffin is here voluntarily. I think really if you have a specific question about some other aspects of it, I think we ought to go on to something else. I just suggest we get this thing moving.

Mr. LENZNER. Well, let me suggest on the record that I am only trying to ascertain, since Mr. Griffin did raise three issues with his client, it just seems to me that those three issues should be of some concern to the client in later discussion but apparently they weren't. On the other hand, Mr. Griffin did indicate that he did mention to Mr. Rebozo that he had done research in those three areas and it might

seem logical that the client, being concerned about those three areas, might inquire into the possibilities.

Mr. AMBROSE. You use the word "might" five times in that statement. Anything might be. The fact of the matter is that he said that he did the following set of circumstances and that is all there is to it.

Mr. LENZNER. We will save time if I pose the question and then if you want to direct your client not to answer the question, that is fine, but the question is—and I am not trying to put the words of Mr. Rebozo into your mouth—but I am asking do you recall Mr. Rebozo asking you whether he had, after your research, any liabilities in the three areas that you had previously discussed with him?

Mr. GRIFFIN. I don't recall any such conversations and I don't recall discussing the question of liability in the areas prior to—not prior to, discussing at all, concerning the advice I was going to give him as to what he should do now. All I was interested in and the only issue that I had centered upon was what advice can I give him.

Mr. LENZNER. No, all I am asking now, Mr. Griffin, is simply this. Did Mr. Rebozo to your recollection ask, as a result of your research, did he have a problem in any of the three areas that you had previously testified to, to the best of your recollection?

Mr. GRIFFIN. No, to my recollection, no, he didn't.

Mr. LENZNER. All right, simple question and a simple answer.

Mr. LACKRITZ. Mr. Griffin, let's cover something different. You advised Mr. Rebozo that he should have an independent individual identify the bills, is that correct?

Mr. GRIFFIN. I thought he should have an independent individual come in and not only identify the bills, count the bills, identify them, and in effect be the intermediary for the transfer of the bills back to the individual from whence they came.

Mr. LACKRITZ. Well, by that did you want him to identify that those were the same bills that had been in there 4 years previously?

Mr. GRIFFIN. No, I wanted him to identify each bill. I wanted him to look at the bill, record the bill, and take a serial number of every bill.

Mr. LACKRITZ. Why did you want him to do that?

Mr. GRIFFIN. So that they could be identified. If there was any identification of the bills that were given by the Hughes organization, this would indicate that they were the same bills. It would also indicate by serial number on the bills what dates the bills were issued.

Mr. LACKRITZ. And by finding out what dates the bills were issued you thought that you might be able to show that it was the same money?

Mr. GRIFFIN. It is an indication that it might be the same money, yes, because if they were serial numbers that were not posted by the Treasury Department, you know prior to the date he said he received them, then it would indicate that they were not the same bills. But if they did, it would indicate that they were.

Mr. LACKRITZ. Well did you do any research on your own to determine how to identify this money?

Mr. GRIFFIN. No, not at all.

Mr. LACKRITZ. Did you call anyone in the Federal Reserve?

Mr. GRIFFIN. Did not. He indicated to me they were the identical bills, they were \$100 bills and there was x number of them. I said "All right, take every serial number of the bills, have this independent person do that, and record them and when you return the bills, when the independent returns the bills, I want that person who receives them to sign for them so that he can indicate that he has received these bills."

I thought there would be a problem in identification of the bills.

Mr. LACKRITZ. What do you mean by a problem?

Mr. GRIFFIN. That somebody might claim it was not the same money.

Mr. LACKRITZ. And you felt that this identification procedure would insure they couldn't?

Mr. GRIFFIN. I felt it was one way to help prove that they were.

Mr. LENZNER. Do you know if any research was done by anybody to determine if the bills in Mr. Rebozo's possession had been issued prior to or subsequent to the time he said he received them?

Mr. GRIFFIN. I don't know. And I did not do it nor do I know of anybody who did. I assume you people did when you got the money back.

Mr. LENZNER. That is a fair assumption.

Mr. ARMSTRONG. Off the record.

[Discussion off the record.]

Mr. LACKRITZ. Following this second meeting with Mr. Rebozo, when was your next contact with him concerning the money?

Mr. GRIFFIN. It might have been by telephone. I was at this point insisting to him that he should do this as soon as possible.

Mr. LACKRITZ. And at your insistence did you want him to return the money to the same individual from whom he had received it?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. And did he indicate to you following the second meeting, that he was in fact in contact with this individual to return the money?

Mr. GRIFFIN. He indicated to me he was in contact with Mr. Danner.

Mr. LACKRITZ. And did he tell you—

Mr. GRIFFIN. I didn't verify or know whether that was the individual who gave him the money. I just assumed it was.

Mr. LACKRITZ. Did you ask him if Mr. Danner were willing to take the money back or did he tell you that Mr. Danner was willing to take the money back?

Mr. GRIFFIN. I am trying to think of the time span.

I was calling him to verify whether or not he had contacted Danner and whether or not this meeting would be set up and transfer the money back to Danner, because I thought the sooner the better.

Mr. LACKRITZ. Why the urgency, Mr. Griffin?

Mr. GRIFFIN. To get it out of his hands and have it independently counted so that he could remove this problem and remove the bills from his own bank and his own personal possession.

Mr. LACKRITZ. But I take it there was some pressing need to do it quickly?

Mr. GRIFFIN. No, I just recommended that he do it immediately. My legal advice was to do it as soon as possible. And he said to me

he had contacted Danner on several occasions and was having difficulty getting Danner to meet with him to return the bills. And I called him on several occasions and asked "Have you done it yet" and I went to see him at the bank when I was down there on a couple of occasions.

Mr. LACKRITZ. These were when you were down there for your vacation with your wife?

Mr. GRIFFIN. Yes, and we discussed it and he said that he was trying to get Danner, trying to get him in and was making a lot of calls and Danner apparently was avoiding this to some extent and that at some time, I understood, Mr. Chester Davis got into the picture. I don't know exactly how but—

Mr. LENZNER. Your telephone records show that you called—that somebody I should say called Mr. Rebozo's office on May 4, the day after your meeting of May 3.

Mr. GRIFFIN. Yes.

Mr. LENZNER. I understood you to say you were in the Miami area from May 3 to May 7.

Mr. GRIFFIN. Right.

Mr. LENZNER. Would that have been a call placed by you?

Mr. GRIFFIN. It may have been a call by my secretary to me.

Mr. LENZNER. At Mr. Rebozo's office?

Mr. GRIFFIN. Or looking for me; trying to find me every once in a while.

Mr. LENZNER. You have no recollection though of whether you talked to Mr. Rebozo on that particular phone call?

Mr. GRIFFIN. No.

Mr. LENZNER. There is also a call on that same day to 215, Philadelphia, 491-0594. Do you know what that call relates to?

Mr. GRIFFIN. What date was that?

Mr. LENZNER. Same day, May 4. You don't know whether that is Mr. Gemmill's office?

Mr. GRIFFIN. I don't know.

Mr. LENZNER. Did you have occasion to call Mr. Gemmill on or about that date?

Mr. GRIFFIN. No, I don't believe so. I don't think so. May 4 was that?

Mr. LENZNER. Yes sir. And then back-to-back calls on May 8 and May 9 to Miami to Mr. Rebozo's number.

Mr. GRIFFIN. That may have been my office looking for me.

Mr. LENZNER. You returned on May 7, did you not?

Mr. GRIFFIN. What date are you talking about?

Mr. LENZNER. May 8 and May 9 and May 10 also.

Mr. GRIFFIN. That is probably my calls to him.

Mr. LENZNER. And do you think those reflected an effort by you to determine whether he has taken any steps to return the funds?

Mr. GRIFFIN. I can't really tell you whether they were or weren't. I just don't know.

Mr. LENZNER. You have no recollection of what the specific nature of those calls were?

Mr. GRIFFIN. No, I don't but it was after I had returned.

Mr. LENZNER. Right.

Mr. LACKRITZ. So during mid-May through late May you found out from Mr. Rebozo that he had been unsuccessful in persuading Mr. Danner to take the money back?

Mr. GRIFFIN. During that period I was pushing him as a lawyer and as a friend to return these funds and I had called him on several occasions about "Had he contacted" and "Had it been done." And he indicated to me that he was having some difficulty; that he had contacted Danner, in fact, he got him on a golf course once. Danner's secretary rang him on a golf course to find out where he was and he was having some difficulty with Danner in having Danner meet with him concerning the return of these funds to Danner.

Mr. LACKRITZ. Did Mr. Rebozo ever tell you he had met personally with Mr. Danner in Washington to request him to take the money back?

Mr. GRIFFIN. Gee, he might have. I don't know if he told me or he didn't or I read it.

Mr. LACKRITZ. Do you recall what he said to you when he told you about that?

Mr. GRIFFIN. No, I don't. I was attempting to make sure that he got Danner and Danner came down or he met Danner and he gave the money back to Danner and he got a receipt for it, as I indicated. And he indicated to me he was having difficulty in getting Danner to do that and he may have indicated to me that he even met Danner at some point in Washington to try to do that.

Mr. LACKRITZ. Did he tell you during this period that he talked to the President?

Mr. GRIFFIN. No he didn't.

Mr. LACKRITZ. About this matter?

Mr. GRIFFIN. No he didn't.

Mr. LACKRITZ. Did you ask him if he had spoken to the President about this matter?

Mr. GRIFFIN. I didn't.

Mr. LACKRITZ. Did he indicate to you he had met with both the President and Mr. Danner on May 20?

Mr. GRIFFIN. No, he didn't.

Mr. LACKRITZ. Did Mr. Abplanalp indicate to you that Mr. Danner and Mr. Rebozo had met with him on any occasion in late May?

Mr. GRIFFIN. Only recently. I don't know whether I either read it or somebody said, but Abplanalp did not indicate to me. I think I read it someplace.

Mr. LACKRITZ. All right, so I take it then you were not present at any meeting around May 18, 19, 20 in Washington, D.C., with Mr. Abplanalp, Mr. Danner, and Mr. Rebozo?

Mr. GRIFFIN. No, I wasn't. I was in Key Biscayne.

It is 1973 you were talking about?

Mr. LACKRITZ. Yes. All right, did you have any discussions with any of those individuals about the substance of that meeting?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did there come a time later on in May when you found out that Mr. Rebozo was in consultation with any other attorneys?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. Could you relate the circumstances of that to us, please?

Mr. GRIFFIN. I don't know the exact time, and I don't know whether it was late May or early June. I don't know exactly when it was, but Mr. Rebozo had advised me that he had consulted with Mr. Kenneth Gemmill in Philadelphia and that Mr. Gemmill in effect was handling this matter on behalf of Mr. Rebozo and was going to act as the independent intermediary for the purposes of transferring the funds back to Mr. Danner or the Hughes organization where it came from.

Mr. LACKRITZ. Did Mr. Rebozo tell you how he had gotten Mr. Gemmill's name?

Mr. GRIFFIN. No, he didn't.

Mr. LACKRITZ. Did you ask him?

Mr. GRIFFIN. No, I had never heard the name before.

Mr. LACKRITZ. Well, did you make any inquiry about why he had gone to someone else after you had given him advice?

Mr. GRIFFIN. Absolutely not. No, I assumed that he went to a lot of people for advice. I don't speak from on high.

Mr. LACKRITZ. Did Mr. Rebozo tell you what Mr. Gemmill's advice to him was?

Mr. GRIFFIN. I think he may have. I think he said something to the effect that he had chatted with him and he had basically given him the same advice as I had.

Mr. LACKRITZ. Did Mr. Rebozo indicate to you that Mr. Gemmill was in touch with individuals from the Hughes Tool Co.?

Mr. GRIFFIN. I don't believe so, but I assumed he was.

Mr. LACKRITZ. Did Mr. Rebozo at this time still want you to take the money back to the Hughes Tool Co.?

Mr. GRIFFIN. No.

Mr. LACKRITZ. I see. Did he describe to you if he had been successful in contacting Mr. Danner to have Mr. Danner take the money back?

Mr. GRIFFIN. In one of the conversations, I think he did indicate to me that Mr. Gemmill was acting on his behalf and was in contact with the Hughes organization for the purpose of returning the funds. I don't know how, when, or who he was in contact with. And I had heard later that Mr. Davis got involved in this.

Mr. LACKRITZ. But Mr. Rebozo didn't explain to you how he had come to Mr. Gemmill in the first place?

Mr. GRIFFIN. No, he didn't.

Mr. LACKRITZ. Did you ever make any inquiry to anyone else about who Mr. Gemmill was or how Mr. Rebozo got in touch with him?

Mr. GRIFFIN. No, I made no inquiry. At some future time, I found out a little bit about Mr. Gemmill, and I met him.

Mr. LACKRITZ. During this period of time up to early June, did Mr. Rebozo indicate to you at any time that anyone else was aware of the delivery of the money and of the storage of the funds in the safe deposit box?

Mr. GRIFFIN. I don't recall whether he did or not specifically.

Mr. LACKRITZ. Has Mr. Rebozo ever indicated to you that anyone else was aware of the money?

Mr. GRIFFIN. No, I think I read where the press reported that he had notified Rose Mary Woods.

Mr. LACKRITZ. But has Mr. Rebozo ever told you that?

Mr. GRIFFIN. I don't believe so.

Mr. LACKRITZ. OK, and has Mr. Rebozo ever told you about any other individuals aside from Mr. Gemmill that he has consulted concerning the advisability of returning the money?

Mr. GRIFFIN. I don't believe so.

Mr. LACKRITZ. Well, specifically, did Mr. Rebozo ever advise you that he had consulted with General Haig about the advisability of returning the money?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did he ever indicate he had consulted with Thomas Wakefield about the advisability of returning the money?

Mr. GRIFFIN. No, and I was under the impression, at least when I talked to him, that Mr. Wakefield didn't know anything about it. I really wasn't sure. I know Mr. Wakefield was his personal attorney. I didn't ask.

Mr. LACKRITZ. Did Mr. Rebozo indicate to you that he had consulted with Mr. Leonard Garment about the return of the money?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did he indicate to you that he had consulted with Fred Buzhardt about the return of the money?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did he indicate that he had consulted with Herbert Kalmbach about the return of the money?

Mr. GRIFFIN. He might have.

Mr. LACKRITZ. Do you recall what he said?

Mr. GRIFFIN. No, I am just trying to recall.

I don't know whether he mentioned it to me, but I think somebody mentioned it to me that Mr. Rebozo may have contacted Mr. Kalmbach, but I don't know whether it was Mr. Rebozo who said that to me. I can't recall exactly.

Mr. LACKRITZ. Well, do you recall who mentioned it to you?

Mr. GRIFFIN. No, I don't. Again, I may have read it. I don't recall Mr. Rebozo discussing with me, discussing this with anybody, not that I asked him.

Mr. LENZNER. Can we take a short recess?

[Brief recess.]

Mr. LACKRITZ. Back on the record. Now, before we had gone off the record, Mr. Griffin, you indicated that someone mentioned to you that Mr. Rebozo had talked with Mr. Kalmbach about the return of the money. Have you refreshed your recollection about that?

Mr. GRIFFIN. I can't recall who said it to me or whether I read it in the newspapers.

Mr. LACKRITZ. Was it Mr. Abplanalp?

Mr. GRIFFIN. No, it wasn't.

Mr. LACKRITZ. Do you recall talking to Mr. Abplanalp when you were down in Florida with your wife on your vacation?

Mr. AMBROSE. Wait. I want to make sure—you mean about this particular problem?

Mr. LACKRITZ. Well, talking with Mr. Abplanalp first, and then if he talked about this specific problem.

Mr. AMBROSE. Well, the only problem with this is that I don't want to open up again the opportunity for privileged communications between lawyer and client in this area. So you understand my objection?

Mr. LACKRITZ. I understand your objection, and I have no problem with your objection. I only wanted to find out if, in fact, you talked to Mr. Abplanalp during the time you were in Florida—from May 16 to May 22?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. And did you discuss with him anything concerning the \$100,000 contribution?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did you discuss with him the meeting that he had had with Mr. Danner and Mr. Rebozo?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did you discuss with him the trip that Messrs. Danner, Rebozo, and Abplanalp took on or about May 19?

Mr. GRIFFIN. No.

Mr. LACKRITZ. No; you did not?

Mr. GRIFFIN. No; I did not.

Mr. LACKRITZ. And you do not recall Mr. Abplanalp telling you that possibly Mr. Rebozo had made contact with Kalmbach?

Mr. GRIFFIN. No.

Mr. LENZNER. Did you ever know the substance of the conversations between Rebozo and Kalmbach?

Mr. GRIFFIN. No.

Mr. LENZNER. You said before you had an impression that Wakefield didn't know about the money. Did you gain that impression from Mr. Rebozo at the first meeting?

Mr. GRIFFIN. I think the only reason I said that was because he consulted with me about it and Mr. Wakefield was his personal lawyer, but he wanted to consult with somebody outside of his personal family.

Mr. LENZNER. But he didn't so state it specifically?

Mr. GRIFFIN. No; he didn't.

Mr. LENZNER. Did he describe whether Wakefield had any role at all with regard to the funds?

Mr. AMBROSE. Any what?

Mr. LENZNER. Any role. R-o-l-e.

Mr. GRIFFIN. I don't believe he did. I might have read something in the newspapers or something concerning that, but I don't believe we discussed that.

Mr. LACKRITZ. All right, did Mr. Rebozo indicate to you that he had discussed the possible return of the funds with Mr. Chapman Rose?

Mr. GRIFFIN. No; he didn't.

Mr. LACKRITZ. Did he indicate he had discussed it with Mr. Hank Meyer?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did he indicate he had discussed the \$100,000 with Mr. Warren Davis, his accountant?

Mr. GRIFFIN. I don't believe he discussed with me that he had discussed it with anybody up to a certain point.

Is Mr. Davis his accountant down in Florida?

Mr. LACKRITZ. Yes; so the record is clear, he had never indicated to you that he had ever discussed the \$100,000 with the President?

Mr. GRIFFIN. That is correct.

Mr. LACKRITZ. Now, did you subsequently learn that Mr. Rebozo went to Philadelphia to meet with Mr. Gemmill?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. Did Mr. Rebozo call you to tell you this or did Mr. Gemmill?

Mr. GRIFFIN. I don't believe it took place that way.

Mr. LACKRITZ. And this was the occasion I take it when Mr. Gemmill gave the same advice to Mr. Rebozo that you had given him?

Mr. GRIFFIN. I have no idea what date you are talking about.

Mr. LACKRITZ. Early June of 1973.

Mr. GRIFFIN. No.

Mr. LACKRITZ. Around June 8, 1973.

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did Mr. Rebozo ever indicate to you that he was going to return the actual money to Mr. Danner on any specific day?

Mr. GRIFFIN. No; I think my best recollection is that I had received a call and I think it was from Mr. Rebozo, indicating that he had consulted with and had retained Mr. Gemmill to represent him in this matter and that Mr. Gemmill was going to, in effect, return the funds to the people in the Hughes organization to whom—I don't know whether you could say Mr. Danner or Mr. Davis, but somebody in the Hughes organization. But I did receive a communication from Mr. Rebozo telling me that he had consulted with Mr. Gemmill.

Mr. LACKRITZ. Did Mr. Rebozo indicate to you that he was going to physically bring the funds with him to Philadelphia when he was going to meet with Mr. Gemmill?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did he tell you he was going to come to New York following his meeting with Mr. Gemmill to request a meeting with you and Mr. Abplanalp?

Mr. GRIFFIN. Are you talking about June 19?

Mr. LACKRITZ. About that time; yes.

Mr. GRIFFIN. I don't know whether I received a call or Mr. Abplanalp received a call or who received a call, but we were advised or we knew that Mr. Rebozo was coming to New York that day and that he arranged to have dinner with him. Usually when he is in New York, he will call Mr. Abplanalp. When Mr. Abplanalp is in Florida, he will call Mr. Rebozo. They are very good friends. They have lunch together and dinner together.

And if he was coming to New York, he would advise him of that.

Mr. LACKRITZ. Did he indicate to you prior to the 19th that he was going to accomplish the return of the funds on that date?

Mr. GRIFFIN. I don't believe so. I think I don't believe I learned he was stopping in Philadelphia on that day until I met him in New York that day.

Mr. LACKRITZ. Did he indicate to you at any time that he had opened the safe deposit box and had the funds counted and identified with Mr. Wakefield, Margaret Barker, and Mr. Whitaker of the FBI?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did you ever learn about that?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. From whom?

Mr. GRIFFIN. I think from the newspapers.

Mr. LACKRITZ. But Mr. Rebozo never told you that?

Mr. GRIFFIN. We never got into that discussion.

Mr. LACKRITZ. All right, could you describe where you met with Mr. Rebozo on the 19th of June, what time of day it was, what happened?

Mr. GRIFFIN. I think it was midafternoon. I don't know, but just after lunch. I am not sure if we knew whether he came into La Guardia or into Westchester County. I just don't recall but I met him either—it was either at Precision Valve Corporation's plant or Bob's home. I think maybe Bob had sent a car to pick him up. I don't know. And he pulled me aside and advised me that he had been in Philadelphia at that point and that there was a meeting scheduled that day between Mr. Gemmill and a representative of the Hughes organization, who that was, I don't recall him saying and that they were supposed to have turned over the money on that day but that the meeting did not come off and that he had the money with him.

Mr. LACKRITZ. Now where did he meet you?

Mr. GRIFFIN. I'm not sure whether it was at Precision Valve Corporation's plant, which is in Yonkers, or whether it was at Mr. Abplanalp's house or where it was or whether the car took him or—

Mr. LENZNER. Did he come in your company plane?

Mr. GRIFFIN. I don't believe so. I don't know.

Mr. LACKRITZ. Mr. Griffin, do you recall telling us on January 8 that you met him in front of the bank?

Mr. GRIFFIN. We were in front of the bank, and we drove over to the bank because we were in a new building, and we asked him whether or not he wanted to see the building. And I had indicated to you in the past that I had called him on many, many occasions to pick his brain to find out about how he does his banking. We had this new bank, and I was trying to pick his brain to some extent, and Bob asked him whether he wanted to see the new building, which we had just completed, and we did go over. I don't know whether it was the three of us or the two of us, and we did go into the bank.

Mr. LACKRITZ. Now, when did Mr. Rebozo tell you that he had still had the funds with him?

Mr. GRIFFIN. Just after he arrived.

Mr. LACKRITZ. Just after he arrived?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. Was Mr. Abplanalp present at that time?

Mr. GRIFFIN. No, he was not.

Mr. LACKRITZ. Was anybody else present at that time?

Mr. GRIFFIN. When you say present, you mean privy to the conversation?

Mr. LACKRITZ. Or in the immediate area?

Mr. GRIFFIN. No, he discussed that with me privately. He either called me aside or something.

Mr. LACKRITZ. When did he actually give you the funds?

Mr. GRIFFIN. At that time, we either went back to the limousine, which he had come in on, and I believe I transferred it to my briefcase or in front of the bank. He had a little—well, it wasn't an attaché case, it was like an overnight case to keep a shirt and tie and a change of underwear and some papers in it.

Mr. LACKRITZ. And \$100,000 in cash?

Mr. GRIFFIN. And a package; yes, sir.

Mr. LACKRITZ. I see. When he gave it to you, did you give him any receipt?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did he ask for any receipt or any acknowledgement?

Mr. GRIFFIN. No.

Mr. LACKRITZ. If you had been so reluctant before to be the individual who was going to return the money because of your association with Mr. Abplanalp, what caused you to change your mind?

Mr. GRIFFIN. I was very reluctant at that time, too.

Mr. LACKRITZ. But you changed your mind?

Mr. GRIFFIN. I didn't change my mind. He indicated to me they were supposed to have this meeting and it didn't come off, and he did have all of this money with him, and he was going back to Miami and the meeting was going to be rescheduled either the following day or couple of days later in New York, and it would be a lot easier if he could store the funds in my safe deposit box or I could hold them for a day or two and then deliver them in New York rather than have him carry the funds from New York to Florida, Florida to New York, and so forth and so on. And he, you know, asked me whether I would please do this for him, and I very, very reluctantly said OK.

Mr. LACKRITZ. So you took the funds from him?

Mr. GRIFFIN. I took the package from him.

Mr. LACKRITZ. You took the package from him, and at any time did you open the package to verify the presence of the money?

Mr. GRIFFIN. I did not.

Mr. LACKRITZ. What did you do with the package after you received it?

Mr. GRIFFIN. Put it right in my safe deposit box.

Mr. LACKRITZ. Was anyone present when you did that?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did you sign the access card when you went into the box?

Mr. GRIFFIN. I did.

Mr. LACKRITZ. What time of day was that?

Mr. GRIFFIN. In the afternoon.

Mr. LACKRITZ. The bank was still open when you went in?

Mr. GRIFFIN. Yes, I believe it was.

Mr. LACKRITZ. I believe this had to occur at the bank?

Mr. GRIFFIN. It did occur at the bank.

Mr. LACKRITZ. Mr. Abplanalp was present with you and Mr. Rebozo at the bank?

Mr. GRIFFIN. He was present at the bank. He was showing Mr. Rebozo the downstairs of the bank and upstairs. I took my briefcase in and signed to open my box, and put my box in and joined them.

Mr. LACKRITZ. Did you tell Mr. Abplanalp where you were going when you left the bank?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did you explain to them when you went back?

Mr. GRIFFIN. No, I did not.

Mr. LACKRITZ. Did he ask you?

Mr. GRIFFIN. No.

Mr. LENZNER. Was anyone else present?

Mr. GRIFFIN. I don't believe so, but some members—I believe the vice president of the bank was showing them around.

Mr. LENZNER. I mean when Mr. Rebozo was discussing the meeting in Philadelphia.

Mr. GRIFFIN. No, he pulled me aside to discuss it with me privately. No one was privy to that conversation.

Mr. LENZNER. Mr. Abplanalp was in the area but did not overhear the conversation?

Mr. GRIFFIN. He may have been in the area, but he was not privy to the conversation.

Mr. LENZNER. Well, did anybody else observe Mr. Rebozo handing you the package?

Mr. GRIFFIN. No, I don't believe so.

Mr. LACKRITZ. What was the package? What did the package look like?

Mr. GRIFFIN. It looked to me like a large yellow manila envelope that was folded over and scotch-taped, bulky.

Mr. LENZNER. Were there any markings on it?

Mr. GRIFFIN. Frankly, I thought there was, but I never really looked at it. You see, I took the package, I put it in my attaché case, and when I brought it into the bank, I opened my safe deposit box, I took it out, put it in the box, and closed the box.

Mr. LENZNER. You made no markings on it either?

Mr. GRIFFIN. I made no markings at all.

Mr. ARMSTRONG. Could you tell us what size box you have?

Mr. GRIFFIN. A large—what size?

Mr. ARMSTRONG. Like this [indicating].

Mr. ARMSTRONG. The safe deposit box?

Mr. GRIFFIN. I don't know. It is a \$50 box, whatever that is.

Mr. ARMSTRONG. Can we get copies of the access record, the signature cards, to that box?

Mr. GRIFFIN. I think you can do it by subpoenaing the bank.

Mr. ARMSTRONG. I think we did, but I don't believe we got them.

Mr. LENZNER. Do you have those with you?

Mr. GRIFFIN. No.

Mr. ARMSTRONG. I think in that case, we've got to get copies, because the originals can't be removed from the bank. But you have no objection to that?

Mr. AMBROSE. For that 1 day?

Mr. ARMSTRONG. Pardon?

Mr. AMBROSE. For that day or the 2 days in question?

Mr. ARMSTRONG. We would like to get all access records.

Mr. LENZNER. I think they are all on one sheet.

Ms. SHEKETOFF. Yes.

Mr. GRIFFIN. No, they are not.

Mr. AMBROSE. Are you saying you want all of the access records for his safe deposit box from whatever period of time?

Mr. ARMSTRONG. From January 1 of 1973 to—

Mr. GRIFFIN. What does that have to do with this issue, this specific issue?

Mr. ARMSTRONG. Well, those are the records we would like.

Mr. LACKRITZ. Well, let's put it this way. The reason we need the access records during that period of time is to confirm what Mr. Griffin is telling us here today and to do that we are just asking for the records of around that period of time for access. It is just an access record of when you went in and came out of the box. I don't think the matters concern anything privileged.

Mr. AMBROSE. I would like to suggest that Mr. Griffin would be perfectly willing to attempt to get copies of the access records for the days in question, which would substantiate his answer, his testimony here, but that any other days or any other period of time before or after, not within the scope of this investigation, then if you wish to get that, I think you have to do it by subpoena.

Mr. ARMSTRONG. Can you tell us the box number?

Mr. GRIFFIN. No, but I can provide it to you.

Mr. ARMSTRONG. Can you tell us about how long you had the box?

Mr. GRIFFIN. I think since the bank opened, since they put in safe deposit boxes.

Mr. ARMSTRONG. Which would be?

Mr. GRIFFIN. The bank opened in May of 1972.

Mr. LENZNER. Can we hold that question?

Mr. LACKRITZ. All right, did you do anything with the funds from the time you received them until you were told to take them to the bank or wherever?

Mr. GRIFFIN. No.

Mr. LACKRITZ. No?

Mr. GRIFFIN. No.

Mr. LACKRITZ. Did you have any contact, telephonic or otherwise, with Mr. Rebozo once you placed the funds in your safe deposit box?

Mr. GRIFFIN. Yes.

Mr. LACKRITZ. Can you describe that?

Mr. GRIFFIN. I called him a couple of days later, 4 days later or 5 days later, and I said I hadn't received any word from Mr. Gemmill and that I was still holding the funds, that I would like to get rid of them.

Mr. LACKRITZ. What did Mr. Rebozo tell you then? What did Mr. Rebozo tell you at that time?

Mr. GRIFFIN. I think he said he might be calling Mr. Gemmill.

Mr. LACKRITZ. And then did you receive a subsequent message from Mr. Rebozo?

Mr. GRIFFIN. I received a message from Mr. Gemmill.

Mr. LACKRITZ. When was that?

Mr. GRIFFIN. I think—do you have a calendar? It might have been about the 23d, 24th, 25th, in that area, calling me and introducing

himself to me over the phone and telling me who he was and advising me that he knew I did have these funds and that he had arranged a meeting in New York and could I attend that meeting and deliver the package.

Mr. LACKRITZ. And did you agree to do that?

Mr. GRIFFIN. I did.

Mr. LACKRITZ. And what day was that meeting supposed to occur?

Mr. GRIFFIN. The 26th or 27th I think. You have that.

Mr. LACKRITZ. All right, so on the 27th of June——

Mr. GRIFFIN. Is that the date? Was that the 27th?

Mr. LENZNER. Yes.

Mr. LACKRITZ. You removed the funds from the safe deposit and traveled to New York City with it?

Mr. GRIFFIN. Yes; I did.

Mr. LACKRITZ. And how was Mr. Gemmill to know you and how were you to recognize Mr. Gemmill?

Mr. GRIFFIN. We had not met each other. I had arranged an identification with Mr. Gemmill and that identification was that he was to produce for me either the original or a xerox copy of a list of the bills, which I believe was on Mr. Rebozo's stationery, and that he was to show that to me as his identification that he was Mr. Gemmill.

Mr. LACKRITZ. Was there a cover letter to Mr. Davis from Mr. Rebozo that described these bills?

Mr. GRIFFIN. I don't know. There may have been, but he did show me a list of it and it had the serial numbers.

Mr. LACKRITZ. Can I have this marked as exhibit 6? This is a letter dated June 22, 1973, to Mr. Chester Davis. It is a xerox copy of a carbon of a letter.

[The document referred to was marked Griffin exhibit No. 6 for identification.*]

Mr. LACKRITZ. Mr. Griffin, I ask you if you can identify that letter? Have you seen it before?

Mr. GRIFFIN. I can't identify it for you as being a letter that I saw that day, but it may have been.

Mr. LACKRITZ. Was the letter you saw that day a similar form to this?

Mr. GRIFFIN. I was really looking for the list of the bills and the serial numbers on Mr. Rebozo's possessive stationery.

Mr. LACKRITZ. All right, then you turned the money over to Mr. Gemmill at that time?

Mr. GRIFFIN. Turned the package over to him.

Mr. LACKRITZ. Did you stay in Washington?

Mr. GRIFFIN. I did not.

Mr. LACKRITZ. And how long were you in the bank?

Mr. GRIFFIN. Maybe 10 minutes.

Mr. LACKRITZ. This is the Marine Midland Bank, is that correct?

Mr. GRIFFIN. I believe so.

Mr. LACKRITZ. Who else was present at that time?

*See p. 10483.

Mr. GRIFFIN. Another individual who I was introduced to when I came in, who I really didn't pay much attention to at the introduction, who I later found out was Mr. Glaeser.

Mr. LACKRITZ. Mr. Walter Glaeser.

Mr. GRIFFIN. Yes; that is the name that I was introduced to.

Mr. LACKRITZ. Now, after you returned the money to Mr. Gemmill did you have any other occasion to see the money or to participate in any investigation into the money specifically directing your attention to October 10, 1973?

Mr. GRIFFIN. October 10, 1973?

Mr. LACKRITZ. Do you recall meeting with Mr. Gemmill at the offices of the Marine Midland Bank to pull the money out of the safe deposit box to have it photographed?

Mr. GRIFFIN. No; I didn't.

Mr. LACKRITZ. Didn't?

Mr. GRIFFIN. No. You know, I met with Mr. Gemmill on one other occasion but it had nothing to do with this.

Mr. LENZNER. That was B. & C. in New York?

Mr. LACKRITZ. All right, did you have anything else to do with the money after you returned it on the 27th?

Mr. GRIFFIN. No; what I think I probably did after that was, I called Mr. Rebozo and said that I had delivered the package. I had never seen any money. I delivered the package to Mr. Gemmill at the Marine Midland Bank.

Mr. LENZNER. Telephone records indicate a call to Mr. Rebozo's number on the 27th of June.

Mr. GRIFFIN. That may have been the call.

Mr. LENZNER. Preceding that call on—

Mr. ARMSTRONG. Did you call anyone else—

Mr. GRIFFIN. I don't believe so.

Mr. ARMSTRONG [continuing]. And advise them of that?

Mr. GRIFFIN. No, no one else. I testified before, that I had not discussed this or talked to anyone concerning it up to this point.

Mr. LENZNER. Just preceding that phone call, there is a phone call to Philadelphia: 215-568-1600.

Mr. GRIFFIN. Where?

Mr. LENZNER. June 27. Would that have been to Mr. Gemmill?

Mr. GRIFFIN. I don't know. Do you have Mr. Gemmill's phone number there?

Mr. ARMSTRONG. That is his office phone.

Mr. GRIFFIN. Is it?

Mr. ARMSTRONG. Yes.

Mr. GRIFFIN. You are talking about June? Where is that?

Mr. ARMSTRONG. June. Here we are.

Mr. LACKRITZ. Let the record show I am leaving.

Mr. GRIFFIN. I may have.

Mr. LENZNER. Do you have a recollection of calling Mr. Gemmill and discussing anything with him on that occasion?

Mr. GRIFFIN. No, I don't. I may have called him that day. I don't recall.

Mr. LENZNER. What purpose was the call?

Mr. GRIFFIN. We had a very brief discussion at the bank concerning his law firm and some of my classmates that were working in the law firm, his law firm I am talking about, in Philadelphia, but I don't recall the sum and substance, and I don't know if I made that call.

My secretary may have made it looking for me. I don't know. I don't think she knew where I was either. I may have mentioned to her that I was going to meet with Mr. Gemmill. I just don't know.

Mr. ARMSTRONG. Well, what time was the meeting at the bank?

Mr. GRIFFIN. It was in early afternoon. I think it was 1 o'clock. The bank was open, but I don't have any recollection.

Mr. ARMSTRONG. Where did you call Mr. Rebozo from?

Mr. GRIFFIN. I think my office. I don't know if I did it that day or the next day or he called me.

Mr. LENZNER. There is a call on June 27 to his number in Miami.

Mr. GRIFFIN. That might have been. I know I did place a call to tell him that I had done what he had requested.

Mr. LENZNER. And shortly before you called Mr. Rebozo's number, you called the White House.

Mr. AMBROSE. Wait a minute. I think you want to rephrase the question. There is a call listed to the White House, in other words. It doesn't necessarily mean he made the call, that Mr. Griffin made the call.

Mr. LENZNER. Well, do you have a recollection of making that call?

Mr. GRIFFIN. No, I see a couple of calls.

Mr. LENZNER. Do you have a recollection of making any of those calls?

Mr. GRIFFIN. No, I may have been looking for Mr. Rebozo. I don't recall. I have talked to the White House on many occasions on many things, but I don't recall.

Mr. ARMSTRONG. Well, this was the day the money was returned. Wouldn't that help place it in time?

Mr. GRIFFIN. As I say, Mr. Rebozo may have been there. I don't really recall.

Mr. LENZNER. Well, do you have a recollection of trying to meet somebody at the White House other than Mr. Rebozo on June 27?

Mr. GRIFFIN. No, but I could check to see whether or not I was working on other things at that point. I don't really recall.

Mr. LENZNER. Do you have a recollection of calling other individuals at the White House on other occasions?

Mr. GRIFFIN. I call a lot of people at the White House.

Mr. LENZNER. Who do you call usually?

Mr. AMBROSE. Well again, unless there is some relevance to this particular inquiry, do you have somebody specifically you would like to ask him?

Mr. LENZNER. Well, I don't know who he talks to. I want to find that out.

Mr. AMBROSE. He might talk to any number of people.

Mr. LENZNER. Do you represent other people who are employed or were employed at the White House in an attorney-client relationship?

Mr. GRIFFIN. No.

Mr. LENZNER. Well then, my question—

Mr. GRIFFIN. No, but I do call on occasion to set up tours for various people. I do call on occasion for minor things, for Mr. Abplanalp for this, that, and the other things.

Mr. LENZNER. Well, who do you call on those occasions?

Mr. GRIFFIN. Oh, I might call Mr. Ferrell, for example, who handles the tours and things like that. I have talked to a lot of people, a lot of areas in the White House.

Mr. LENZNER. Well, have you had occasion to call Mr. Ehrlichman?

Mr. GRIFFIN. No.

Mr. LENZNER. Have you had occasion to call Mr. Haldeman?

Mr. GRIFFIN. During this period?

Mr. AMBROSE. Well, I think the record should indicate——

Mr. GRIFFIN. No.

Mr. LENZNER. No.

Mr. AMBROSE [continuing]. That they were both gone.

Mr. LENZNER. I said have you had occasion to call Mr. Ehrlichman?

Mr. GRIFFIN. During what period of time?

Mr. LENZNER. January 1 of 1973 to April 30, 1973.

Mr. GRIFFIN. No.

Mr. LENZNER. Well, you certainly weren't calling the White House to arrange a tour on June 27, were you?

Mr. GRIFFIN. I don't know what I was calling them for. I just don't know. I may have been looking for Mr. Rebozo. That switchboard is a pretty accurate switchboard, and they can usually hunt people down, and he may have been in Washington and he may not. I think if he were in Washington or around Washington, I would probably call the switchboard to find out whether they knew where he was.

Mr. ARMSTRONG. Other than Mr. Ferrell, who else would you have called at the White House?

Mr. GRIFFIN. Oh, I might call Mr. Buchanan. I know him and his wife. And I am trying to think. I talk to Ron Ziegler on many occasions. Specifically, if you want to ask me specifically?

Mr. LENZNER. What about General Haig, Mr. Garment, Mr. Buzhardt?

Mr. GRIFFIN. No.

Mr. ARMSTRONG. Anyone in the counsel's office?

Mr. GRIFFIN. You are talking about during this period?

Mr. LENZNER. Yes.

Mr. GRIFFIN. I don't know. I have talked to Mr. Garment and I have talked to—who else did you say?

Mr. LENZNER. General Haig.

Mr. GRIFFIN. No; I don't think I have ever talked to General Haig.

Mr. LENZNER. Fred Buzhardt?

Mr. GRIFFIN. I don't think I have ever talked to Mr. Buzhardt but I have talked to Mr. Garment and several other people in the White House when they were preparing the disclosure on the tax returns because the B. & C. Investment Company was quite deeply involved in those and I talked to many people during that time.

Mr. LENZNER. Do you have any recollection of calling Mr. Garment with regard to the return of the \$100,000?

Mr. GRIFFIN. No.

Mr. LENZNER. Did you call the President?

Mr. GRIFFIN. No; I did not.

Mr. LENZNER. And advise him that the money had been returned?

Mr. GRIFFIN. No; I did not.

Mr. ARMSTRONG. Miss Woods?

Mr. GRIFFIN. No; I did not. There are also occasions when somebody is looking for a job and something like that and I may have called. I don't really know.

Do you know where Mr. Rebozo was that day by any chance?

Mr. ARMSTRONG. I believe he was in Key Biscayne.

Mr. GRIFFIN. I might have tried through that switchboard. I don't know.

Mr. LENZNER. Have you ever discussed the existence of the \$100,000 with Mr. Buchanan?

Mr. GRIFFIN. No; I have never discussed the \$100,000 with anyone employed at the White House.

Mr. LENZNER. Now have you had any discussions since June 27 with Mr. Rebozo with regard to the funds?

Mr. GRIFFIN. I told you I called him in—I don't know whether it was on the 27th—to advise him that I had delivered the funds to Mr. Gemmill.

Mr. LENZNER. And did he have any response and request any other information?

Mr. GRIFFIN. He said, "Thank you."

Mr. LENZNER. Have you talked to him since that occasion?

Mr. GRIFFIN. Yes; on a number of occasions.

Mr. LENZNER. And has the subject of the \$100,000 ever arisen?

Mr. GRIFFIN. Several occasions.

Mr. LENZNER. Do you know approximately when the first occasion was after you returned the funds?

Mr. GRIFFIN. No; these are more social calls than anything else, about all of the flack over—about all of the nonsense that was going on over it, that people were accusing him it wasn't the same funds and things like that that happened in the newspapers.

Mr. LENZNER. Did he ever tell you he had been interviewed by the Internal Revenue Service?

Mr. GRIFFIN. Yes; at some point he did.

Mr. LENZNER. Did he ever tell you what the substance of the inquiry was?

Mr. GRIFFIN. Are you talking about the Hughes case?

Mr. LENZNER. Yes.

Mr. GRIFFIN. He said the inquiry was concerning the \$100,000.

Mr. LENZNER. And did he go over the questions that were asked and the answers given?

Mr. GRIFFIN. No; he didn't.

Mr. LENZNER. Did he ask you for any further advice and counsel?

Mr. GRIFFIN. No; he didn't.

Mr. LENZNER. You say you discussed with him on several occasions since the return of the funds?

Mr. GRIFFIN. Yes; and over a certain period of time, because after the \$100,000 story was in the newspapers, he was getting a great deal of flack and he was getting a lot of adverse publicity and he was

naturally upset about it. And it was social calls. It wasn't really any advice calls.

Mr. LENZNER. Did he ever tell you that Mr. Danner's testimony appeared to conflict with his in several respects?

Mr. GRIFFIN. No.

Mr. LENZNER. Did he ever indicate to you that he had learned that Mr. Cox, that Mr. Cox's office at that time was also beginning an investigation of him and the \$100,000?

Mr. GRIFFIN. He may have. I don't recall that he did or he didn't but I think he may have.

Mr. LENZNER. And did he also tell you that Cox had arranged to obtain disclosure from the Internal Revenue Service with regard to their investigation?

Mr. GRIFFIN. No.

Mr. LENZNER. Do you recall exactly what he did say about the Cox investigation?

Mr. GRIFFIN. No; I just know it was more of a general conversation because Mr. Cox was also investigating something else that I was representing—that I was representing a client on and we had discussed with Mr. Cox's agents other matters.

Mr. LENZNER. Did you, on occasion, discuss with Mr. Cox—his investigation, or with anybody in Cox's office—his investigation of Rebozo and the Hughes money?

Mr. GRIFFIN. No; I never discussed it.

Mr. LENZNER. And I take it this conversation that you had with him on the several occasions was some time between June 27, 1973, and January 1, 1974?

Mr. GRIFFIN. There are a lot of phone calls between Mr. Rebozo and myself, either initiated by him or me or switched over to me after he had talked to Mr. Abplanalp or somebody and on a lot of occasions we have discussed it, more so since it has been made a public issue, but before it was public.

Mr. LENZNER. Well, when was the last time you talked to him about this?

Mr. GRIFFIN. Gee, I don't know. It might have been a month ago; more in a joking manner than anything else.

Mr. LENZNER. Well have you talked with him since his interview last week?

Mr. GRIFFIN. No.

Mr. ARMSTRONG. Have you ever discussed with him the substance of his interview with us?

Mr. GRIFFIN. No; I just knew he was, you know, coming down or coming up for interviews. And last week it was in the newspapers. I haven't chatted with him in, I think, sometime before he came up here was the last time I chatted with him and that was not on the subject of the money. This was on another subject.

Mr. LENZNER. Did you advise him that you had been interviewed by the committee?

Mr. GRIFFIN. Yes.

Mr. LENZNER. Did you relate to him the questions that were asked and the answers given?

Mr. GRIFFIN. No; I didn't go into it. Just that I was down here and it had been x number of hours and, in effect, I just discussed in general terms, that one of the major subjects that was discussed was the return of the \$100,000 and that I gave you all of the information I had.

Mr. LENZNER. Did he ask what you had said?

Mr. GRIFFIN. No; he didn't.

Mr. LENZNER. And you didn't tell him?

Mr. GRIFFIN. It wasn't important to either he or I. I just said I was down here.

Mr. LENZNER. Then the answer is "No"?

Mr. GRIFFIN. The answer is no to what?

Mr. LENZNER. You did not discuss with Mr. Rebozo the substance of your discussions with us?

Mr. GRIFFIN. Specifically "No." I just said that there were discussions and that one of the major issues that was discussed was the return of the \$100,000.

And I also discussed prior to that time, the first time we were down here, and there was no discussion basically about that issue at that point. That was more involved with the B. & C. Investment Co., which he was a part. And I didn't go into great detail of what was discussed.

Mr. ARMSTRONG. How soon after our meeting with you on January 8, 1974, would you have discussed that with Mr. Rebozo?

Mr. GRIFFIN. I don't know. Might have been right after. Was that the first time or the second time?

Mr. ARMSTRONG. That was the second time we talked with you.

Mr. GRIFFIN. That was in New York?

Mr. ARMSTRONG. That was in New York, right.

Mr. GRIFFIN. I don't know. It might have been the next day or might have been 2 days later. I don't recall exactly when it was but if it were anything, it was a general conversation.

Mr. ARMSTRONG. Would that have been in person or telephonic?

Mr. GRIFFIN. Probably it would be by telephone.

Mr. ARMSTRONG. Would you have discussed any other issues at that time?

Mr. GRIFFIN. I was discussing other matters with him at that time but they were business matters I was handling because we had discussed the B. & C. Investment Co., the B. & C. transfer. And as you know, Mr. Abplanalp and Mr. Rebozo own property in Key Biscayne which my office basically handles.

Mr. LENZNER. Off the record.

[Discussion held off the record.]

Mr. LENZNER. We will take a half hour lunch break.

[Whereupon at 2:45 p.m., the hearing in the above-entitled matter adjourned to reconvene at 3:30 p.m.]

AFTERNOON SESSION

Mr. LENZNER. Let's get back on the record. I should say again this is a continuation of the executive session begun this morning and the witness, Mr. Griffin, is still under oath.

Mr. Griffin, did Mr. Rebozo, subsequent to the return of the funds, ever advise you of specific individuals who were being interviewed with regard to the investigation?

Mr. GRIFFIN. I don't believe so.

Mr. LENZNER. Did he advise you as to what the results of the IRS investigation were of him?

Mr. GRIFFIN. No.

Mr. LENZNER. No?

Mr. GRIFFIN. No.

Mr. LENZNER. Now I want to go back for just a second. You previously described a trip on June 11, I believe it was of 1973, on a plane to Saranac Lake with Mr. Rebozo and Mr. Abplanalp.

Mr. GRIFFIN. Yes sir. Let me check my date. [Pause] Yes.

Mr. LENZNER. Do you recall approximately what time you left White Plains Airport?

Mr. GRIFFIN. About 5:30.

Mr. LENZNER. P.M.?

Mr. GRIFFIN. Correct.

Mr. LENZNER. And how was that trip arranged? I mean what was the purpose of the trip?

Mr. GRIFFIN. Just a pleasure trip up to Mr. Abplanalp's house up there.

Mr. LENZNER. In Saranac Lake?

Mr. GRIFFIN. It is in Tupper Lake. He has a—I don't know what you call it.

Mr. AMBROSE. Fishing lodge.

Mr. GRIFFIN. Like a lodge on Tupper Lake.

Mr. LENZNER. And you do know who invited Mr. Rebozo to come along?

Mr. GRIFFIN. I am sure Mr. Abplanalp did.

Mr. LENZNER. You didn't?

Mr. GRIFFIN. I didn't.

Mr. LENZNER. Did you know he was going to come before you arrived?

Mr. GRIFFIN. I may have been told that day or, you know, these things generally happen fairly quick. If Mr. Rebozo is in town he calls Mr. Abplanalp and usually calls me because he knows we are old friends and we go out. I think Mr. Abplanalp wanted to show him the lodge up at Tupper Lake and the Goose was available and we flew up that night.

Mr. LENZNER. Did Mr. Rebozo discuss with you the \$100,000 contribution on that trip?

Mr. GRIFFIN. On a very, very brief conversation that he had not returned—that he had not gotten the funds to Mr. Gemmill yet and Mr. Gemmill had not arranged a meeting. That was a conversation that took all of 2 minutes.

Mr. LENZNER. And where did that conversation take place?

Mr. GRIFFIN. It took place in White Plains. Oh, I'm sorry, it took place at the Westchester County Airport.

Mr. LENZNER. And I take it Mr. Abplanalp was not present during that conversation?

Mr. GRIFFIN. He was in the vicinity but not present. I think, Terry, if I can, maybe it will shorten this if I said this. As I said before and I am going to say it again, I discussed the question of the \$100,000 with no one other than Mr. Rebozo until the date it appeared in the New York Times, and I forget what date that was but it was months after, with no one.

Mr. LENZNER. Did Mr. Rebozo indicate to you on that occasion that he had seen Mr. Gemmill that day?

Mr. GRIFFIN. I don't recall.

Mr. LENZNER. Were you aware of the fact that Mr. Rebozo flew in from Philadelphia that day?

Mr. GRIFFIN. Yes, I was.

Mr. LENZNER. And are you aware of the fact that he had met with Mr. Gemmill in Philadelphia?

Mr. GRIFFIN. I don't know whether I was aware of it or not. I knew he came in from Philadelphia that day.

Mr. LENZNER. Did Mr. Rebozo make any phone calls to your knowledge from Tupper Lake?

Mr. GRIFFIN. I don't know whether he made any phone calls or not. I know he was on the phone up there. I don't know.

Mr. LENZNER. Do you know who he was attempting to contact?

Mr. GRIFFIN. No.

Mr. LENZNER. Did he advise you he was going to try to contact Mr. Danner?

Mr. GRIFFIN. No, he was on the phone up there. I don't know who he was talking to nor did I ask. They were outside cooking steaks.

Mr. LENZNER. Is there something called Alex's Continental Inn in Tupper Lake?

Mr. GRIFFIN. Not that I know of.

Mr. ARMSTRONG. What is the date of that?

Mr. GRIFFIN. You don't know Tupper Lake.

Mr. LENZNER. Oh, I'm sorry then.

Do you know the number of Mr. Abplanalp's phone up there? Is it area code 518-359-33884? No, wait 'til I check that.

Mr. GRIFFIN. I don't know if that is the number of it but the area code is 518.

Mr. ARMSTRONG. Well, you mentioned previously, Mr. Griffin, you were aware that Mr. Rebozo had been trying to reach Mr. Danner and had at one occasion reached him on a golf course.

Mr. GRIFFIN. I thought he had reached him on more than one occasion.

Mr. ARMSTRONG. Do you recall when he mentioned this to you? Were any of the events contemporaneous?

Mr. GRIFFIN. I can't remember.

Mr. ARMSTRONG. Do you recall when you were up at the lake if that was during the period he was trying to reach Mr. Danner?

Mr. GRIFFIN. I don't know. I didn't inquire.

Mr. ARMSTRONG. And he didn't remark to you that he had, in fact, reached Mr. Danner while he was at the lake?

Mr. GRIFFIN. That he had while he was at the lake?

Mr. ARMSTRONG. Right.

Mr. GRIFFIN. No, he didn't say.

Mr. ARMSTRONG. Now did you return the next day?

Mr. GRIFFIN. 8 a.m.

Mr. ARMSTRONG. And where did Mr. Rebozo go from there?

Mr. GRIFFIN. I don't know. I think we got dropped off at Westchester and I think I may have driven him to La Guardia, but I don't know.

Mr. ARMSTRONG. Do you recall any occasions on which Mr. Abplanalp and Mr. Rebozo were together that you were aware of subsequent to that time?

Mr. GRIFFIN. In relationship to this \$100,000? Is that what we are talking about?

Mr. ARMSTRONG. No, I am asking if they have been together.

Mr. GRIFFIN. They have been together a lot of times. I couldn't tell you whether it was 1 or 100 times.

Mr. ARMSTRONG. You don't recall the next occasion after that?

Mr. GRIFFIN. I don't know what the next occasion was.

Mr. ARMSTRONG. Can you tell us when Mr. Abplanalp—that the \$100,000—

Mr. AMBROSE. Wait a minute. Here we go again. I think this has been answered. It certainly was answered in January 8th a number of times and it has been answered here today a number of times. Mr. Griffin has rather clearly and unequivocally stated that Mr. Abplanalp learned of it the first time when it appeared, some months thereafter, in the New York Times.

Mr. ARMSTRONG. I am asking when.

Mr. AMBROSE. The date that it appeared in the New York Times, whatever that date is.

Mr. ARMSTRONG. And on that occasion how did you learn that he learned about it?

Mr. GRIFFIN. He called me up and said he read it in the papers. I went over this before.

Mr. ARMSTRONG. I don't believe you have been over it on the record previously. We haven't been over it today.

And can you tell us what ensued in that discussion?

Mr. GRIFFIN. He just called me up at 8 o'clock in the morning and said "Read page such and such in the New York Times" and I pulled it out and I read it. And he said: "Is that you?" And I said "I am afraid it is, yes." And he said: "Oh, Jesus Christ" or something to that effect. So I said: "Well, I will come over and give you a briefing on what it was all about" which I did.

Mr. ARMSTRONG. And what was said during that briefing?

Mr. AMBROSE. Wait a minute, now. I think that the question of what he and Mr. Abplanalp had discussed is now within the purview of legal privilege that exists between this lawyer and his client, Mr. Abplanalp.

Mr. ARMSTRONG. I didn't know Mr. Abplanalp was involved in the \$100,000 transaction. I thought he wasn't involved.

Mr. AMBROSE. I am not in a position to make any judgment and obviously you are not in any position to make a judgment. The question is that the conversations between Mr. Abplanalp and Mr. Griffin aren't the proper subject of this inquiry and it is a violation of the

legal privilege between attorney-client in my judgment. If he wants to answer it, all right, but I am putting that caveat.

Mr. LENZNER. Were you discussing this with Mr. Abplanalp in regard to your position as his attorney?

Mr. GRIFFIN. In what sense?

Mr. LENZNER. Well, were you giving him any counsel or advice?

Mr. GRIFFIN. No.

Mr. LENZNER. And I take it he was mainly interested because you were a friend of his and you worked for him?

Mr. GRIFFIN. No, just as I told you once before, I was in a fairly difficult position.

Mr. LENZNER. I understand that.

Mr. GRIFFIN. Representing Mr. Abplanalp and representing Mr. Rebozo on a matter which no one else knew of, including Mr. Abplanalp.

Mr. LENZNER. I understand.

Mr. GRIFFIN. And therefore, I was somewhat in the middle in discussing it with Mr. Rebozo. And even though I may have been in the presence that evening with both of them, my major client was Mr. Abplanalp so it put me in a difficult position.

And I just went to explain to him what my position was in this matter; that I was representing Mr. Rebozo, I could not discuss it, didn't want to, and I didn't think he wanted to hear it anyway.

And that was the first time Mr. Abplanalp heard about it.

Mr. LENZNER. Did he give you any advice at that time?

Mr. GRIFFIN. No.

Mr. LENZNER. Go ahead.

Mr. ARMSTRONG. Subsequent to that have you had any additional discussions with Mr. Abplanalp regarding the \$100,000?

Mr. GRIFFIN. I have had discussions with a thousand people concerning the \$100,000 since it appeared in the paper, nothing of any substance at all, just more of a joke or a cutting remark there, you know, a political remark or nonpolitical remark.

Mr. ARMSTRONG. Have you ever been present when Mr. Abplanalp and Mr. Rebozo discussed it?

Mr. GRIFFIN. No.

Mr. ARMSTRONG. To your knowledge, have they ever discussed it?

Mr. GRIFFIN. I don't know.

Mr. LENZNER. After it appeared in the paper were you briefed by counsel at the White House or people at the White House?

Mr. GRIFFIN. No, I have never had any discussion with any people in the White House concerning this.

Mr. LENZNER. Just so I can get the record straight, and your counsel properly has pointed out that you have indicated that before you discussed it with Mr. Abplanalp, you hadn't discussed it with anybody but Mr. Rebozo. Then after it appeared in the newspapers—

Mr. GRIFFIN. I still didn't discuss it.

Mr. LENZNER. So the only people you ever discussed it with were Rebozo?

Mr. GRIFFIN. You mean in the strict sense of the word as to exactly what took place? I discussed it only with Mr. Rebozo and I discussed it with you people.

In a joking fashion everybody has discussed it with me. When it appeared in the newspaper, they pinned it on my law office door.

Mr. ARMSTRONG. I want to make sure that I understand it for clarity of the record.

The first time you discussed the \$100,000 contribution, regardless of your role, with Mr. Abplanalp was after he read it in the paper? Was that the first time?

Mr. GRIFFIN. The first time I discussed the question of the \$100,000, I didn't discuss it as a contribution or the package I delivered, was the day I read it in the New York Times.

Mr. ARMSTRONG. And you never had any prior discussion with Mr. Abplanalp regarding any aspect of the \$100,000 regardless of your role in it?

Mr. GRIFFIN. That is correct.

Mr. ARMSTRONG. So that during the 3 or 4 prior months that there was press speculation about this \$100,000 and Mr. Abplanalp's close friend Mr. Rebozo was involved with your business partner, there was no discussion between you and Mr. Abplanalp regarding that \$100,000?

Mr. GRIFFIN. I have said that twice, all right?

Mr. ARMSTRONG. OK, I just wanted to make sure. I find it hard to believe.

Mr. AMBROSE. Is that all permissible on the record too, these characterizations?

Mr. ARMSTRONG. That is off the record.

Mr. AMBROSE. I see. I would like to leave it on the record if you don't mind.

Mr. ARMSTRONG. Fine with me.

Mr. AMBROSE. I might also add, if there are any more characterizations, I am going to advise Mr. Griffin to withdraw.

Mr. ARMSTRONG. I think I should point out that the remark was responsive to Mr. Griffin's expression of—

Mr. AMBROSE. I don't know why you are entitled to make characterizations of a witness' testimony on the record.

Mr. LENZNER. Go ahead. Anything else?

Mr. ARMSTRONG. Well, there are other things I want to come back to.

Mr. LENZNER. Go ahead.

Mr. ARMSTRONG. Mr. Griffin, we have exhausted—we have pretty well exhausted the occasions between the time when Mr. Rebozo first sought advice from you on this subject and the time—excuse me—

Mr. AMBROSE. I was talking to my client.

Mr. ARMSTRONG. Are you finished?

Mr. AMBROSE. Yes.

Mr. ARMSTRONG [continuing]. And the time the money was returned.

Are there instances you are aware of that we have not discussed today?

Mr. GRIFFIN. Give me the question again.

Mr. ARMSTRONG. The question is, between the time when Mr. Rebozo first sought your advice on the \$100,000 and the time the money was returned, I gather we have exhausted the instances you had discussions with him in that interval. Is that correct?

Mr. GRIFFIN. I believe we have.

Mr. ARMSTRONG. During the time you went back and conducted research on the questions, can you tell us specifically what research you conducted and what the sources and materials were you consulted?

Mr. GRIFFIN. No, I can't recall. That was the law library, consulted statutes, consulted the Internal Revenue Code and the cases under it, and I consulted the Federal law and I consulted some State laws. I can't tell you what I consulted. I can't give you citations and I can't tell you what cases I read. I made no notes.

Mr. ARMSTRONG. Will you tell us how much time was spent?

Mr. GRIFFIN. Oh, maybe 6 or 8 hours or something like that.

Mr. ARMSTRONG. And this was just on one occasion between the first and second meeting with Mr. Rebozo?

Mr. GRIFFIN. I did this research on more than one occasion. On several occasions.

Mr. ARMSTRONG. Did any of it take place after the second meeting with Mr. Rebozo?

Mr. GRIFFIN. I don't recall.

Mr. ARMSTRONG. Well, when you left the second meeting with Mr. Rebozo, were there any unresolved questions?

Mr. GRIFFIN. Between he and I? I don't believe so. I gave him the advice and asked him to take it.

Mr. ARMSTRONG. OK. Now, can you characterize the conclusions that your research led you to draw regarding the three questions, the three areas?

Mr. GRIFFIN. No, I can't.

Mr. ARMSTRONG. Well, could you summarize for us why you advised Mr. Rebozo to return the money?

Mr. GRIFFIN. No.

Mr. ARMSTRONG. You don't recall?

Mr. GRIFFIN. I have testified to this before and I told you why. I had done my research on all of the points and I gave him the best advice possible, that I thought was possible.

Mr. ARMSTRONG. At any time during Mr. Rebozo's initial conversations with you did he advise you that there were instructions to any individual as to what to do in case of his death—with the money?

Mr. GRIFFIN. I don't believe so, no. You mean concerning his estate?

Mr. ARMSTRONG. No, concerning the \$100,000.

Mr. GRIFFIN. No.

Mr. ARMSTRONG. And did you ask him, did you inquire or did he tell you whether or not there were any documents that would have indicated or had any bearing on the ownership of the money?

Mr. GRIFFIN. I don't think I asked that and I don't think he said.

Mr. ARMSTRONG. Did you make any inquiry as to whether or not there was any evidence that Mr. Rebozo had to support his state-

ment that the money had been given to him as a campaign contribution?

Mr. GRIFFIN. I made no inquiry whatsoever.

Mr. ARMSTRONG. Did he offer any evidence?

Mr. GRIFFIN. I didn't ask him any.

Mr. ARMSTRONG. But did he offer any?

Mr. GRIFFIN. Not that I know of.

Mr. ARMSTRONG. Incidentally, on the occasion of your first trip down there, do you recall how you went from the airport to the bank in Key Biscayne?

Mr. GRIFFIN. Probably by cab.

Mr. ARMSTRONG. OK, but you would not have retained a receipt from that? I am just trying to see if there is another way of pinpointing.

Mr. GRIFFIN. No.

Mr. ARMSTRONG. Now during your interview with us on January 8, 1974, you stated that some time in November—and I believe we subsequently placed it as November 27, 1972—that Mr. Rebozo received a loan from Hudson Valley National Bank.

Mr. AMBROSE. Well, I am going to object at this time.

Mr. ARMSTRONG. I didn't ask a question. Go ahead and object though.

Mr. AMBROSE. Well, finish your question. You are getting into an area I am going to object to the line of questioning.

Mr. ARMSTRONG. From the documents you have supplied, however, it appears as though Mr. Rebozo also received a loan from Precision Valve and this loan was then assigned to the Hudson Bank. Can you explain to us the circumstances that led to the loaning of \$225,000—

Mr. AMBROSE. I am going to object to any inquiry along this line. First of all, it is not what Mr. Lackritz informed me would be the subject matter, and second, there is no relevance to the transfer of funds and the subject of this inquiry and Mr. Griffin is, of course, not prepared to discuss anything in this area.

Mr. LENZNER. Let's see if we can lay a foundation for the relevancy of this.

Mr. Griffin, did Mr. Rebozo ever discuss with you his need for cash at any time?

Mr. GRIFFIN. The only thing that I was asked to come down here for, requested to come down here for, to testify to, was my part in the \$100,000 transaction. That is the only thing I got prepared to discuss.

Mr. LENZNER. What I am asking now, and let me put the pertinence on the record, so we understand what the pertinency is, the pertinency is, if Mr. Rebozo did not have the \$100,000 in the safe deposit box, what I am asking is, did he ever, on any occasion after, say November of 1972 request cash of you in a large amount?

Mr. AMBROSE. I would object for a variety of reasons Mr. Lenzner, the first, and of course, the foremost, is the way you phrased the question "If Mr. Rebozo did not have the money". I don't think it is possible for Mr. Griffin to answer hypothetical questions based on

that kind of situation whatsoever. I would just advise him not to answer it. I don't think it is germane and furthermore, unless he desires to overrule counsel, I would suggest he not answer the question. I would advise him so and, of course, if you think it is germane enough and you want to terminate the hearing and have some Senator decide on it, it is all right with me.

Mr. LENZNER. What I am suggesting is that the relevancy is if Mr. Rebozo was seeking cash to replenish the funds, it is not necessarily that Mr. Griffin knows that he was seeking it to replenish those funds. He simply could have gone to Mr. Griffin and asked him for cash in a large amount of money either through a loan from Precision Valve or from some other cash that Mr. Griffin might have been able to furnish him.

Mr. AMBROSE. Again I suggest the matter is as speculative a line of inquiry as I think I have ever heard and there is no way I am going to let Mr. Griffin be allowed to be dragged into that line of questioning unless I know of how germane it is and why it is. It is so abstract that it verges on the absurd.

Mr. LENZNER. So you are saying that you will not allow your client to answer the question of whether Mr. Rebozo asked him if he could furnish him with a large amount of cash after November of 1972?

Mr. AMBROSE. No, I am not and you are now trying to characterize my objection.

Mr. LENZNER. Well that was the original question.

Mr. AMBROSE. The question relates to a series of events which we are not prepared to answer, and which all happened prior to the time of the events we are here to testify today. If you have some evidence whether Mr. Rebozo transferred the funds or played hanky-panky with the \$100,000, this is not the witness to lay it on. You must do it some place else. Not here.

Mr. LENZNER. Well if Mr. Rebozo sought the money from Mr. Mr. Griffin, is certainly is appropriate to ask Mr. Griffin that.

Mr. AMBROSE. If you have evidence there was a loan from either Precision Valve or Hudson Valley Bank to Mr. Rebozo, you are perfectly able to ask Mr. Rebozo or any other officers of the bank but this is not the occasion. If you want to call Mr. Griffin back upon some other occasion and make this the point of the inquiry, I will be glad to consider that at that time.

Mr. LENZNER. Let me ask Mr. Griffin, did Mr. Rebozo, after November of 1972, ever request of you, cash or funds in the amount of \$100,000 or more?

Mr. AMBROSE. I direct you not to answer the question.

Mr. GRIFFIN. It is outside the scope of the inquiry as directed by you people to me today and my counsel has told me not to answer it and I am not going to answer it today.

Mr. LENZNER. And all I am suggesting to you, Mr. Griffin, is it could bear directly on and it does bear directly on the question of the \$100,000 that was contributed, that was paid to Mr. Rebozo by the Hughes people.

Mr. GRIFFIN. Can we go off the record?

[Discussion off the record.]

Mr. LENZNER. Back on the record.

Mr. GRIFFIN. No, let's stay off the record.

[Discussion off the record.]

Mr. ARMSTRONG. Back on the record. Mr. Griffin, are you acquainted with Mr. Jack Davis or Mr. James Crosby of Resorts International?

Mr. GRIFFIN. Yes.

Mr. ARMSTRONG. And have you ever had any discussions regarding, with either Mr. Davis or Mr. Crosby or been a party to any discussions regarding the acquisition of Pan American Airlines stock by Resorts International?

Mr. AMBROSE. I object to the line of inquiry as being totally irrelevant. I direct my client not to answer under any circumstances. It is beyond the scope of the agreement made with counsel for this committee as to this inquiry.

Are you going to ask him next when did he stop beating his wife?

Mr. ARMSTRONG. No, sir.

Mr. LENZNER. Emily, do you have anything else on the \$100,000.

Ms. SHEKETOFF. I just have one question about your safe deposit box. Do you have more than one at the Hudson Valley Bank?

Mr. GRIFFIN. I have only one.

Ms. SHEKETOFF. And you said it is a \$50 box?

Mr. GRIFFIN. I think it is the largest box they have.

Mr. LENZNER. Dick?

Mr. SCHULTZ. Yes, just one question, Mr. Griffin. Would you say that the fact that you did not discuss with Mr. Abplanalp the \$100,000 and returning of this money and your discussions with Mr. Rebozo would in fact be your usual handling of your clients, that is, keeping confidential any clients' matters?

Mr. GRIFFIN. Absolutely. I consider it a duty not to discuss it with anybody else.

Mr. SCHULTZ. This was not an unusual occurrence then? Would you say that it is your practice that you do not discuss clients' matters with other people?

Mr. GRIFFIN. Absolutely.

Mr. SCHULTZ. Thank you.

Mr. LENZNER. Well, I appreciate and understand your concerns about not getting into areas that you weren't advised you were going to get into. I was not aware of Mr. Lackritz's conversations with Mr. Ambrose or yourself.

Just for the record, so we won't waste a lot of time asking about a lot of other questions about the B. & C. Investment Co. Now, any of these other areas that you feel are outside the scope of what you are prepared to or have been asked to or requested to testify to today, let's get this straight. And I also would say that I think that it is inappropriate the members of the committee—or any member of this committee to indicate on the record, any indication frankly of belief or unbelief or disbelief on the witness' testimony. That it is something for the Senators to draw their own conclusions on, based on the information and not for us to determine. I will say that I will obviously want to pursue these areas and I suppose we will have an opportunity to have a Senator or the chairman review the record

and get some clearance on the relevancy of the questions and the credibility of them.

I will tell you this. Obviously the question of the replenishing of the funds—if that is an area that you continue to object to responding to questions on—is something that we have gone into with other witnesses.

Mr. AMBROSE. Is it a question, Mr. Lenzner, of funds having been replenished or the possibility?

Mr. LENZNER. It is a question of whether Mr. Rebozo ever sought from other individuals funds that may have been used.

Mr. AMBROSE. So it is a possibility, not a fact?

Mr. LENZNER. It may become a fact. If enough people were asked, I suppose you can create some evidence on that.

Mr. GRIFFIN. May I make a comment?

Mr. LENZNER. Sure.

Mr. GRIFFIN. On every occasion that any member of this committee or any investigator called me concerning information in any area, I have told the information gladly so that we could find out exactly what did take place.

Concerning my coming down too, I was told by Mr. Lackritz through Mr. Ambrose that we were only going to discuss one specific area and that is the area of my role in the return of the \$100,000.

Mr. LENZNER. I understand that.

Mr. GRIFFIN. And I did not get prepared in any way to discuss anything else, but I would be glad to discuss other matters if you advise me and give me sufficient time to be prepared and I will come back voluntarily.

Mr. LENZNER. I think it is fair to say you have on prior occasions discussed some of these other areas with us and, as you have noticed, if you want to be prepared for that, I think it only reasonable and fair.

Do you want to say something else for the record?

Mr. AMBROSE. Yes, I would just like to get back the telephone sheets that we gave you that Mr. Armstrong has.

Mr. ARMSTRONG. We will have to go through those.

Mr. AMBROSE. My agreement is that it was to be done here today. Now if there is anything else—

Mr. ARMSTRONG. That wasn't the agreement.

Mr. AMBROSE. That was my agreement with Mr. Lackritz. Now if you want something else—and you got them already, haven't you?

Mr. LENZNER. No.

Mr. AMBROSE. You don't have these subpoenaed? Then I suggest you subpoena them.

You got them for every other client of Mr. Griffin's. It is precisely for that reason that we had the agreement with Mr. Lackritz and with Miss DeOreo. And it would be hardly appropriate for this committee, absent some showing of absolute necessity, to inquire into the legal relationships and the client relationships of Mr. Griffin.

Mr. LENZNER. I agree. I am not interested in Mr. Griffin's legal relationships. All I am interested in is having an opportunity to take the list you have extracted and verify it against the records.

Mr. AMBROSE. Now it is now 5 minutes of 4. You and Mr. Armstrong and Mr. Lackritz have been looking at these lists, since 11 o'clock this morning, of approximately 25 or 30 telephone calls that were taken off the list and are on these pieces of paper.

Mr. LENZNER. We have also found at least one phone call that appears to be a phone call that was not on the list.

Mr. AMBROSE. That may be. I am not arguing that. All I am saying is if you wish to take them for the purpose of having them extracted, I wish you would do it now and then return it to us. It will take 5 minutes.

Mr. LENZNER. It may take longer than 5 minutes but it won't take an hour I can tell you.

Mr. GRIFFIN. I would want it done here. And if you want those records, those things, then I suggest you subpoena them.

Mr. LENZNER. No, I don't want the names or numbers of any of your other clients, Mr. Griffin. All I want is a chance to double check.

Mr. GRIFFIN. As I understand the agreement we had, the agreement was—I would bring them down and have them typed for you and give you a list of those numbers that you could, at the time I gave it to you, compare it and that you would return immediately, those telephone records to me. That is my understanding of the agreement.

Mr. LENZNER. I think we will also make a record of the phone calls to 202-456-1414 since that is obviously the White House number and doesn't reflect any confidential information.

Mr. GRIFFIN. And I was not asked for that.

Mr. LENZNER. I understand that.

Mr. GRIFFIN. But if you want, I can supply you with a list of all of the telephone calls called to that number as well under the same list, but I do not want my law office telephone records pulled here unless you validly subpoena them.

Mr. AMBROSE. And this subpoena, of course, does not cover those, nor should it obviously. So if you will give them back to us, then if you have some problems with it, we will be glad to arrange—and as a matter of fact, what I will do in order to accommodate the committee and the staff, I will keep a set of the records in my office which is located a relatively short distance from here, and any member of your staff can come down tomorrow and take off those numbers which relate to Mr. Rebozo, which Mr. Griffin has testified to, so I guess you are entitled to take the White House calls off it. He testified he may have looked for Mr. Rebozo through the White House switchboard. So we will obviously give that, Terry, but I think it should be done in my office, rather than under those circumstances.

Mr. LENZNER. Exactly. Off the record.

[Off the record discussion]

Mr. LENZNER. And I want this on the record.

We will adjourn until Tuesday.

Mr. AMBROSE. I will be unable to be here Tuesday.

Mr. ARMSTRONG. Any time Tuesday?

Mr. AMBROSE. Any time Tuesday or Wednesday of next week I will be unable to be here.

Mr. LENZNER. How about April 4, which is Thursday?

Mr. AMBROSE. I don't have my calendar with me, but I know Tuesday and Wednesday of next week is impossible. I am going to object to it so if you want to make your record—

Mr. LENZNER. I do. Mr. Ambrose has indicated he is unavailable either the 2d or 3d of April so we will adjourn the subpoena until April 4th at 10 a.m.

Mr. AMBROSE. Now I want to state for the record that I object to the adjournment of the subpoena in view of the fact that it is clear from the examination here that the subject of this inquiry, to say the least, has been exhausted and if there are new matters which are to be taken up by the committee, and they may well be appropriate, I think it would behoove the committee to issue a new subpoena for Mr. Griffin. I am also pointing out for the record at this time, that I do not have my calendar available and I do not know anything about my availability on April 4th. Is that the date you set, April 4th?

I might also point out that the subpoena, which was issued today, requests materials, which were never discussed in our prior discussions, which are at least three in number with counsel for the committee.

Mr. LENZNER. Of course, we will accommodate Mr. Ambrose. If he finds he has a conflict on the 4th, we can, by agreement, set another date, if he finds on his calendar he is unable on that date. I do want to tell you both though on the record that there is at least one question that we will pursue and I think it is a crucial question and that is whether Mr. Rebozo sought cash or funds of some kind from Mr. Griffin subsequent to November of 1972. And I know that, I suspect that Mr. Griffin won't have any trouble in answering that.

Mr. GRIFFIN. It is not a question of not answering the question today. As you know, I was not prepared to answer the question today.

Mr. LENZNER. I understand that. O.K.

[Whereupon at 4:10 p.m. the committee recessed to reconvene at 10 a.m., Thursday, April 4, 1974.]

GRIFFIN EXHIBIT No. 3

UNITED STATES OF AMERICA
Congress of the United States

To WILLIAM E. GRIFFIN

_____, Greeting:

Pursuant to lawful authority, YOU ARE HEREBY COMMANDED to appear before the SENATE SELECT COMMITTEE ON PRESIDENTIAL CAMPAIGN ACTIVITIES of the Senate of the United States, on _____ March 28 _____, 1974, at _____ 11:00 _____ o'clock a. m., at their committee room G-308, New Senate Office Building, Washington, D.C. then and there to testify what you may know relative to the subject matters under consideration by said committee.

Hereof fail not, as you will answer your default under the pains and penalties in such cases made and provided.

To Marc Leckritz
to serve and return.

Given under my hand, by order of the committee, this

28th day of March, in the year of our

Lord one thousand nine hundred and seventy-four

Sam J. Erwin Jr.
Chairman, Senate Select Committee on Presidential Campaign Activities.

And bring with you pursuant to Senate Resolution 60, 93d Congress,

1st Session the following:

Any and all documents and records and copies thereof including

but not limited to memoranda of meetings and conversations,

travel vouchers, checks, check stubs, airline tickets, credit

charges, telephone records and vouchers which reflect contact

with Charles G. Rebozo from January 1, 1973 until June 30, 1973.

March 28, 1974

I made service of the within subpoena
by hand

the within-named William
Griffin, at

at 11:30 o'clock a.m., on
the twenty-eighth day
of March, 1974

Signed Marc E. Lackritz

GRIFFIN EXHIBIT No. 4

SAM J. ERVIN, JR., N.C., CHAIRMAN
 HOWARD H. BAKER, JR., TENN. VICE CHAIRMAN
 HERMAN E. TALMADGE, GA. EDWARD J. GURNEY, FLA.
 DANIEL K. INOUE, HAWAII LOWELL P. WEICKER, JR., CONN.
 JOSEPH M. MONTGOMERY, N. MEX.

SAMUEL DASH
 CHIEF COUNSEL AND STAFF DIRECTOR
 FRED D. THOMPSON
 MINORITY COUNSEL
 RUFUS L. EDMISTON
 DEPUTY COUNSEL

United States Senate

SELECT COMMITTEE ON
 PRESIDENTIAL CAMPAIGN ACTIVITIES
 (PURSUANT TO S. RES. 80, 93D CONGRESS)
 WASHINGTON, D.C. 20510

March 21, 1974

Mr. William Griffin, Sr.
 6401 N.W. 29th Street
 Fort Lauderdale, Florida

Dear Mr. Griffin:

It has come to my attention that during the course of our investigation your telephone records were mistakenly subpoenaed. This resulted from confusion on the part of our staff because of the identity of your name with that of your son.

We have notified the telephone company that they need not comply with the subpoena. I deeply regret any concern that this may have caused you and wish to assure you that neither you nor your telephone records are of any interest to our investigation.

Sincerely,

Sam J. Ervin, Jr.

Sam J. Ervin, Jr.
 Chairman

DANIEL K. INOUE, HAWAII
JOSEPH M. MONTOYA, N. MEX.
LOWELL P. WEICKER, JR., CONN.

SAMUEL DASH
CHIEF COUNSEL AND STAFF DIRECTOR
FRED D. THOMPSON
MINORITY COUNSEL
RUFUS L. EDMISTON
DEPUTY COUNSEL

United States Senate

SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES
(PURSUANT TO S. RES. 10, 910 CONGRESS)
WASHINGTON, D.C. 20510

March 22, 1974

Mr. W. Kenneth Lindhorst
American Telephone and Telegraph Company
2000 L Street, N.W.
Washington, D. C. 20036

Dear Mr. Lindhorst:

This letter is to inform you that the Select Committee's subpoena for the telephone records of William E. Griffin, dated March 19, 1974, was mistakenly issued because of a confusion in names. We, therefore, withdraw this subpoena.

Thank you for attending to this matter.

Sincerely,

Sam J. Ervin, Jr.

Sam J. Ervin, Jr.
Chairman

GRIFFIN EXHIBIT No. 5

WILLIAM E. GRIFFIN
ATTORNEY AT LAW
30 SOUTH BROADWAY
YONKERS, N. Y. 10701

272

PAY TO THE ORDER OF *Key Biscayne Hotel & Villas* *April 9, 1973* \$100.00
One Hundred 00/100 DOLLARS

FOR *W. E. Griffin*

HUDSON VALLEY
NATIONAL BANK

MAY 5 1973 ⑆0213⑉0930⑆ ⑆01⑉00001⑉201⑆ ⑆0000010000⑆

WILLIAM E. GRIFFIN
ATTORNEY AT LAW
30 SOUTH BROADWAY
YONKERS, N. Y. 10701

305

PAY TO THE ORDER OF *Yankee Clipper Hotel* *June 27, 1973* \$218.48
Two Hundred Eighteen and 48/100 DOLLARS

FOR *W. E. Griffin*

HUDSON VALLEY
NATIONAL BANK

⑆0213⑉0930⑆ ⑆01⑉00001⑉201⑆ ⑆0000021848⑆

WILLIAM E. GRIFFIN
ATTORNEY AT LAW
30 SOUTH BROADWAY
YONKERS, N. Y. 10701

306

PAY TO THE ORDER OF *Key Biscayne Hotel and Villas* *June 27, 1973* \$823.93
Eight Hundred Twenty-three and 93/100 DOLLARS

FOR *W. E. Griffin*

HUDSON VALLEY
NATIONAL BANK

⑆0213⑉0930⑆ ⑆01⑉00001⑉201⑆ ⑆0000082393⑆

GRIFFIN EXHIBIT NO. 6

June 22, 1973

Chester Davis, Esquire

Dear Mr. Davis:

Some time ago Mr. Richard Danner delivered two packages to me which purported to contain a total of \$100,000.00. The packages were delivered several months apart and the contents were to be utilized for campaign purposes.

As time progressed it became apparent to me that these funds should not be so utilized. I therefore am enclosing the identical bills which were delivered to me in the two packages. These funds have been in a safe deposit box at all times since I received them.

The bills have been identified and all serial numbers are recorded on the attached pages. Upon actual count it turned out that there were 1,001 \$100.00 bills.

Will you please sign a copy of this letter indicating your receipt of these bills and forward it to me?

Yours truly

MONDAY, APRIL 1, 1974

**U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
*Washington, D.C.***

The Select Committee met, pursuant to notice, at 11:35 a.m. in room G-334, Dirksen Senate Office Building.

Present: Senators Ervin and Baker.

Also present: Terry F. Lenzner, assistant chief counsel; Richard L. Schultz, assistant minority counsel; Carmine Bellino, chief investigator; Scott Armstrong and Lee Sheehy, investigators; Emily Sheke-toff, research assistant.

Senator BAKER [presiding]. Would you stand up please, and hold up your right hand?

Do you solemnly swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Ms. MONCOURT. I do.

Senator BAKER. Counsel may proceed.

Mr. GREER. Senator, before we start, I would like to make a statement for the record. Ms. Moncourt has a gum problem and has some difficulty in talking, plus she is of French origin and has an accent; and so if anyone does not understand her answers, I wish that they would say so, especially the reporter, so that we have an accurate transcript of the proceedings.

The REPORTER. Yes, sir.

Senator BAKER. Thank you.

Mr. ARMSTRONG. Incidentally, if you'd like to take a break at any time, just please say so.

Ms. Moncourt, would you please state your full name and home address for the record?

**TESTIMONY OF NICOLE MONCOURT, ACCOMPANIED BY ALAN G.
GREER, COUNSEL**

Ms. MONCOURT. Nicole, N-i-c-o-l-e, Moncourt, M-o-n-c-o-u-r-t, 2761 Southwest 34th Place.

Mr. ARMSTRONG. Miami?

Ms. MONCOURT. Miami.

Mr. ARMSTRONG. And your home phone?

Mr. GREER. Ms. Moncourt prefers not to give out her home phone. It is unlisted. She may be reached through our office at any time.

Mr. ARMSTRONG. OK. And your present occupation?

Ms. MONCOURT. Bookkeeper.

Mr. ARMSTRONG. And your employer?

Ms. MONCOURT. Mr. Charles G. Rebozo.

Mr. ARMSTRONG. And how long have you been employed by Mr. Rebozo?

Ms. MONCOURT. Four years.

Mr. ARMSTRONG. And can you give us an approximate date when you began?

Ms. MONCOURT. In April of 1970.

Mr. ARMSTRONG. And what is your office address?

Ms. MONCOURT. 95 West McIntyre.

Mr. ARMSTRONG. Is that the Key Biscayne Bank & Trust Co.?

Ms. MONCOURT. Key Biscayne.

Mr. ARMSTRONG. And how were you previously employed?

Ms. MONCOURT. How was I?

Mr. ARMSTRONG. Yes.

Ms. MONCOURT. You mean by whom?

Mr. ARMSTRONG. In what capacity, by whom?

Ms. MONCOURT. National Car Rental.

Mr. ARMSTRONG. And in what capacity?

Ms. MONCOURT. As supervisor of the data processing department.

Mr. ARMSTRONG. Could you give us or indicate your present duties for Mr. Rebozo.

Ms. MONCOURT. I keep his books.

Mr. ARMSTRONG. And could you tell us if that includes any duties for the bank itself?

Ms. MONCOURT. Yes. I do the payroll for the bank.

Mr. ARMSTRONG. And in addition to Mr. Rebozo's personal books, you also keep the books for the corporations of which he is a principal?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And do you do any personal work for Mr. Rebozo, correspondence or file?

Ms. MONCOURT. Occasionally. I do all of his filing, not the correspondence.

Mr. ARMSTRONG. And could you tell us, when you say, "all of his filings," you refer to all of his personal filing?

Ms. MONCOURT. Anything in his out-basket.

Mr. ARMSTRONG. Does Mr. Rebozo maintain a file entitled or related to F. Donald Nixon?

Ms. MONCOURT. You asked me that question the last time, but I was mistaken. We do not have a file on Donald Nixon. I was thinking of the file on Donald Rebozo, and Donald, you know, just misled me. I was nervous.

Mr. ARMSTRONG. Do you have a file on James Golden?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And do you recall the last time you filed or entered anything into that file?

Ms. MONCOURT. Oh, no. It must have been 1970 or so.

Mr. ARMSTRONG. And have you typed any correspondence recently related to Mr. Golden?

Ms. MONCOURT. No.

Mr. ARMSTRONG. I believe on the last occasion we spoke in Mr. Greer's office, you said you had typed a letter recently—am I mistaken—that you typed a letter to Mr. Golden recently?

Ms. MONCOURT. I didn't say that.

Mr. GREER. My personal notes of the interview don't reflect that statement.

Mr. ARMSTRONG. OK. Have you typed or filed any correspondence or any summaries or documents related to the contribution received from Mr. Howard Hughes?

Ms. MONCOURT. No.

Mr. ARMSTRONG. The so-called \$100,000 contribution?

Ms. MONCOURT. No.

Mr. LENZNER. Just going back for a second, Scott, you say that you originally did say that you had a file on F. Donald Nixon, but you had that confused with something else.

Ms. MONCOURT. Yes. I had it confused with Donald Rebozo.

Mr. ARMSTRONG. Who is Donald Rebozo?

Ms. MONCOURT. He is a nephew of Mr. Rebozo.

Mr. LENZNER. And did you take an opportunity to go back through your files, after your interview, to determine whether you had or did not have—

Ms. MONCOURT. Yes, I did, because I was not sure when the interview was over. You know, I went back to the file. I was trying to remember what had been asked of me, and then I noticed that there was not a file on Donald Nixon. There was a file on Donald Rebozo.

Mr. LENZNER. And did you have a discussion with anybody else with regard to the existence or nonexistence of a file on F. Donald Nixon?

Ms. MONCOURT. No.

Mr. GREER. Senator, I'm not trying to restrict the questioning in any way, but I would like to request that we have one line of questioning from one person and then someone else, rather than having this jumping back and forth. I think it is easier on the witness.

Senator BAKER. Well, I don't know what practice you followed in the past, but whatever seems to be reasonably sought after by the witness can be controlling, I suppose. What I am after is to get as fast a sequence of testimony as we can.

Mr. LENZNER. I understand that, Senator. I only intended to jump in if there was something we skipped over too quickly.

Senator BAKER. OK. Why don't we agree on this, if there is no dissent from it, that Mr. Armstrong can finish his line of questioning, and then Mr. Lenzner can do whatever loose ends picking-up you want to do, and that way she can direct her attention to a single inquiry at a time. I think that is the way we would do it, if it were in a lawsuit, so why don't we follow that unless it interferes with any thoughts you have, Terry.

Mr. GREER. We would agree with that.

Mr. ARMSTRONG. Ms. Moncourt, are you aware of any correspondence files which Mr. Rebozo maintains with any members of the White House staff or former members of the White House staff?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you recall if there is a correspondence file with Mr. Ehrlichman?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or a correspondence file with the President?

Ms. MONCOURT. Nothing that I have seen.

Mr. ARMSTRONG. Do you recall a correspondence file with Mr. Danner?

Ms. MONCOURT. There was one, yes, which you have had, I think.

Mr. ARMSTRONG. Yes, ma'am. Were there any other correspondence files related to Hughes Tool Co. that you are aware of?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Was there a correspondence file with Mr. Kalmbach?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Was there a correspondence file with Mr. Jack Gleason?

Ms. MONCOURT. No; you asked me that before.

Mr. ARMSTRONG. Or with Mr. Stans, Maurice Stans?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Was there a correspondence file with Senator Smathers?

Ms. MONCOURT. Yes; there is one.

Mr. ARMSTRONG. And is there a correspondence file with Rose Mary Woods?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or with Claudia Vall?

Ms. MONCOURT. Who?

Mr. ARMSTRONG. Claudia Vall.

Ms. MONCOURT. I never heard of her.

Mr. ARMSTRONG. Vincent Andrews?

Ms. MONCOURT. [Nods in the negative.]

Mr. ARMSTRONG. And is there any correspondence file related to Edward Nixon?

Ms. MONCOURT. To whom?

Mr. ARMSTRONG. Edward Nixon.

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or Donald A. Nixon, as opposed to F. Donald Nixon?

Ms. MONCOURT. That was the file I was mistaken about. There is no file on Nixon.

Mr. ARMSTRONG. This is Donald A. Nixon, is the President's nephew, as opposed to F. Donald Nixon, is the President's brother. There is no file?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Now, have you also done bookkeeping on Mr. Rebozo's behalf for any campaign committees?

Ms. MONCOURT. Yes; I handled the account of the Committee To Re-Elect the President.

Mr. ARMSTRONG. The Finance Committee To Re-Elect the President for the 1972 campaign?

Ms. MONCOURT. Yes; we had that.

Mr. ARMSTRONG. Any other campaign committees?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And to your knowledge, were there any other campaign committees that were in existence from the period January 1 or from the time you came in April 1970 to the present?

Ms. MONCOURT. No.

Mr. ARMSTRONG. There are no open accounts that Mr. Rebozo maintains?

Ms. MONCOURT. Not to my knowledge; no.

Mr. ARMSTRONG. Do you have any duties you perform for Mr. Wakefield?

Ms. MONCOURT. No; not that I know of.

Mr. ARMSTRONG. And are there any duties you perform for the President?

Ms. MONCOURT. I make the mortgage payments on the Key Biscayne properties and pay some house bills.

Mr. ARMSTRONG. By house bills, you're referring to utilities?

Ms. MONCOURT. Yes; utilities, fuels, this sort, maintenance.

Mr. ARMSTRONG. And how are these bills approved?

Ms. MONCOURT. They are approved—the people from GSA bring me the bills, and I just go ahead and pay them.

Mr. ARMSTRONG. And are these paid from the President's private account?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Do you have power of signature on that account?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Are they paid with a cashier's check?

Ms. MONCOURT. They are paid by cashier's check, and an advice of charge against the account.

Mr. ARMSTRONG. And who receives the advice of charge?

Ms. MONCOURT. I send that—I send it to Mr. DeMarco's office in California.

[Discussion off the record.]

Mr. ARMSTRONG. Back on the record.

Ms. MONCOURT, are you aware of any destruction or removal of records from Mr. Rebozo's files?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And can you tell us what names and in what circumstances Mr. Rebozo would use a name other than his own for business or financial purposes?

Ms. MONCOURT. You asked me that the last time.

Mr. GREER. Nicky, for your information, they're allowed to ask you the same questions over again. The purpose of this is to get sworn testimony that would be an official part of the record. So just because they are repeating questions, that's permissible and there's no problem.

Ms. MONCOURT. OK. Yes, he does; sometimes under my name.

Mr. ARMSTRONG. Under what circumstances would that occur?

Ms. MONCOURT. Different things that he wishes to buy and not have his name associated with, because of publicity and endorsement.

Mr. ARMSTRONG. We're talking about the acquisition of personal property?

Ms. MONCOURT. Yes; there are things that he wishes to buy.

Mr. GREER. Why don't you give examples, Nicky?

Ms. MONCOURT. Well, gifts and gadgets, you know, little small things.

Mr. ARMSTRONG. Anything in excess in the value of \$200?

Ms. MONCOURT. No; it never has.

Mr. ARMSTRONG. I'm sorry. Go ahead.

Ms. MONCOURT. And then he also buys under the name of C. Gregory for the same purposes, and he buys stocks and bonds in his sister's name, Mrs. Anita Reynolds. There is a legal agreement to that effect.

Mr. ARMSTRONG. And have you ever known Mr. Rebozo to use the name Gregory in anything other than for the acquisition of personal property?

[Ms. Moncourt nods in the negative.]

Mr. ARMSTRONG. And never for property in excess of \$200?

Ms. MONCOURT. No; not even in excess of \$100.

Mr. ARMSTRONG. Since January 1, 1969, to your knowledge, first of all have you had any business transactions—business or financial transactions with Mr. Rebozo?

Ms. MONCOURT. No; I didn't even know him, never.

Mr. ARMSTRONG. With the exception of the fact that you acted as an employee.

Ms. MONCOURT. I was not working for him in 1969.

Mr. ARMSTRONG. But from January 1969 to the present?

Ms. MONCOURT. No; I didn't even know who he was until I started to work for him.

Mr. ARMSTRONG. All right. From April 1970 to the present, have you had any business or financial transactions with Mr. Rebozo other than in your capacity as an employee?

Ms. MONCOURT. You mean I, myself?

Mr. ARMSTRONG. Yes.

Ms. MONCOURT. No.

Mr. ARMSTRONG. Now, to your knowledge, since January 1, 1969, has Mr. Rebozo had any business or financial transactions with the President?

Ms. MONCOURT. 1969? To my knowledge, the only thing that happened in 1969 is when Mr. Nixon had to sell back his stock in Fishers Island.

Mr. ARMSTRONG. Since that time?

Ms. MONCOURT. Since that time—would you repeat the question again?

Mr. ARMSTRONG. Since the occasion on which the President sold his Fishers Island stock back to the corporation, of which Mr. Rebozo is president, has Mr. Rebozo had any business or financial transactions with Mr. Nixon?

Ms. MONCOURT. No; not Mr. Rebozo. No.

Mr. ARMSTRONG. Now, has Mr. Rebozo ever borrowed money from President Nixon?

Ms. MONCOURT. Yes; he does on occasion.

Mr. ARMSTRONG. Can you give me the occasions that that has occurred?

Ms. MONCOURT. Well, one of them is he borrowed \$10,000 when he bought the Maryland house.

Mr. ARMSTRONG. And when would that be?

Ms. MONCOURT. That would be in 1973. I don't remember that date exactly. It was last year sometime when he bought the—

Mr. ARMSTRONG. The loan was in 1973. I believe the house was purchased in November of 1972, but the loan occurred in 1973?

Ms. MONCOURT. No; I must be mistaken. I don't remember these exact dates.

Mr. ARMSTRONG. Was the loan now, at the time of the purchase of the house?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. What was the purpose of that loan?

Ms. MONCOURT. The down payment I think on the contract of sale.

Mr. ARMSTRONG. And the amount of the loan was \$10,000?

[Ms. Moncourt nods in the affirmative.]

Mr. ARMSTRONG. And do you recall when that was paid back?

Ms. MONCOURT. I know it was paid back in August, I think.

Mr. ARMSTRONG. And do you recall the interest rate?

Ms. MONCOURT. There was no interest rate. It was just a personal loan.

Mr. ARMSTRONG. And was there any collateral or security?

Ms. MONCOURT. No. I'm sure.

Mr. ARMSTRONG. And to your knowledge were there any other loans between the President and Mr. Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you have any questions on that transaction, Carmine?

Senator BAKER. Carmine, before you go ahead. counsel for the witness suggested that we have one lawyer at a time ask questions, which I indicated was a reasonable request.

Mr. ARMSTRONG. Well, that's fine with us, but I'm afraid that we're going to end up repeating the question areas.

Senator BAKER. I think that's the way it would be done, if you were trying a lawsuit. Why don't you go ahead and finish yours or whatever?

Mr. GREER. Senator, if it would expedite things, I would be happy if at the end of the particular line of questioning, if someone else had related questions. What I would object to is jumping back and forth within one sequence.

Senator BAKER. Well, whatever suits you.

Mr. GREER. That would be fine. Anything to expedite the entire proceeding.

Senator BAKER. You're willing then for Mr. Bellino to go ahead?

Mr. GREER. Assuming Mr. Armstrong has finished this line of questioning.

Mr. BELLINO. In connection with any expenditures or payments by Mr. Rebozo on behalf of President Nixon, would you pay the various electric bills and water bills that had to do with 500 Bay Lane?

Ms. MONCOURT. Yes.

Mr. GREER. Senator, I would object to that as repetition of prior testimony and questions; and I would like to avoid that. She's already testified that she paid those bills in response to Mr. Armstrong's question.

Senator BAKER. I think that happened, Carmine, before you came in.

Mr. LENZNER. Although we didn't get a specificity of what kinds of bills they were or which house or houses they were paid on behalf of,

and I think that is what Carmine is getting at. I don't think we discussed 500 Bay Lane prior to this.

Mr. GREER. Well, again, procedurally I would be happy to have at the end of a particular segment of questioning, everyone who has other questions on that segment; but now we are jumping back into a segment that was much prior to what we are into now.

Mr. LENZNER. Well, I understood Senator Baker's ruling, I have got some questions going back to some other things. I thought we were supposed to wait until the line was finished.

Senator BAKER. OK. Let me tell you what we're going to do. The Chair rules the best way to handle this dilemma is for one attorney to finish the line of questioning, and then we'll move on to another one.

Mr. GREER. Fine.

Mr. ARMSTRONG. OK. Ms. Moncourt, are you aware of any instances in which the President has acted as a cosignator or guarantor in any business or financial transactions for Mr. Rebozo?

Ms. MONCOURT. For Mr. Rebozo, no.

Mr. ARMSTRONG. And any instances in which Mr. Rebozo has acted as cosignator or guarantor in any business or financial transactions on behalf of the President?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And are you aware of any instances in which Mr. Rebozo provided collateral security for any business or financial transaction of the President's?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or where the President had provided any collateral or security for any business or financial transaction of Mr. Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Are you aware of any instance in which Mr. Rebozo has acted as the agent, representative, or designee of the President in any business or financial transaction?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Now, does Mr. Rebozo from time to time pay bills on behalf of the President?

Ms. MONCOURT. No; none other than the ones I pay.

Mr. ARMSTRONG. But none out of his personal account?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And are you aware of him ever having been reimbursed by the President for having paid personal expenses of the President?

Ms. MONCOURT. I do not recall any such instance.

Mr. ARMSTRONG. Are you aware of any instances in which the President and Mr. Rebozo have exchanged, or one party has purchased property, personal or real property from the other?

Ms. MONCOURT. No, other than the San Clemente B. & C.

Mr. ARMSTRONG. B. & C. Investment Co.?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And when did you first become aware of the B. & C. Investment Co.?

Ms. MONCOURT. When it was first started.

Mr. ARMSTRONG. And you maintained the books for the company?

Ms. MONCOURT. Not the books, no.

Mr. ARMSTRONG. Do you maintain any records related to B. & C. Investment Co.?

Ms. MONCOURT. No. There was a schedule of payments, and I just made the payments to the B. & C. account whenever it was due.

Mr. ARMSTRONG. And those were made from Mr. Rebozo's personal account?

Ms. MONCOURT. Right.

Mr. ARMSTRONG. And to your knowledge then, has Mr. Rebozo made any gifts to the President valued in excess of \$100 since January 1, 1969?

Ms. MONCOURT. Not to my knowledge, no.

Mr. ARMSTRONG. And to your knowledge, has the President made any gifts to Mr. Rebozo valued in excess of \$100?

Ms. MONCOURT. [Nods in the negative.]

Mr. LENZNER. Let's get an answer on the record.

Mr. GREER. You have to answer out loud, Nicole. You have to answer. The answer to the last question would have been "no."

Ms. MONCOURT. No.

Mr. ARMSTRONG. And are you aware of any instances in which Mr. Rebozo provided to the President any quantity of cash totaling over \$500?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or any instances where the President has provided Mr. Rebozo any quantity of cash in excess of \$500?

Ms. MONCOURT. None other than that \$10,000 loan.

Mr. ARMSTRONG. Was that in the form of a check or was it in cash?

Ms. MONCOURT. I believe the money was withdrawn from the President's account.

Mr. ARMSTRONG. And the transfer was made then by cashier's check or by transfer?

Ms. MONCOURT. An advice of charge.

Mr. ARMSTRONG. And the deposit was made in Mr. Rebozo's account?

Ms. MONCOURT. To Mr. Rebozo's account.

Mr. ARMSTRONG. And to your knowledge, has Mr. Rebozo ever cashed a personal check for the President in excess of \$500?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or has the President cashed a personal check for Mr. Rebozo in excess of \$500?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Now, are you aware—since January 1, 1969—are you aware of any business or financial transactions between Mr. Rebozo and Mr. F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Are you aware of any instances in which Mr. F. Donald Nixon has borrowed money from Mr. Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or when Mr. Rebozo has borrowed money from Mr. F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And to your knowledge has Mr. F. Donald Nixon—has Mr. Rebozo ever acted as a cosignator or guarantor in any business or financial transaction for Mr. F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. To your knowledge, has Mr. Rebozo ever provided any collateral or security for any business or financial transaction for Mr. F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you know if Mr. Rebozo has ever acted as the agent, representative, or designee in any business or financial transaction for Mr. F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you know if Mr. Rebozo has ever sold or exchanged any real or personal property of F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Or whether he has purchased any real or personal property from F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And are you aware whether Mr. Rebozo has ever made any gifts valued in excess of \$100 to F. Donald Nixon?

Ms. MONCOURT. No.

Senator BAKER. Let me interrupt for a minute. The questions are: Do you know or are you aware? and the answer is "no." Do I interpret that to mean "no", she does not know, or "no", those things did not happen?

Ms. MONCOURT. As far as I know that did not happen, because it would have come to my desk, I am sure.

Senator BAKER. Thank you.

Mr. ARMSTRONG. Has Mr. Rebozo ever provided any quantity of cash totaling over \$500 to Mr. F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And do you know if Mr. Rebozo has ever cashed a check on behalf of F. Donald Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Are you aware of any business or financial transactions between Rose Mary Woods and Mr. Rebozo?

Ms. MONCOURT. No, I am not.

Mr. ARMSTRONG. Are you aware of any instances in which Rose Mary Woods has borrowed money from Mr. Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you know if Mr. Rebozo ever acted as a co-signator or guarantor in any business or financial transaction with Ms. Woods?

Ms. MONCOURT. No.

Mr. GREER. Let me interrupt here. I take it that your "no answers" are the same response that you would have given to the Senator's prior question, just for the record?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Has Mr. Rebozo ever provided any collateral or security for any business or financial transaction for Ms. Woods?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Rebozo ever acted as the agent, representative, or designee, in any business or financial transactions for Ms. Woods?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And has Mr. Rebozo ever sold or exchanged any real or personal property with Ms. Woods?

Ms. MONCOURT. No. She had some stocks also in Fishers Island, but we bought that back at the same time we bought the Nixon stocks.

Mr. ARMSTRONG. And that was sold back at the same time that President Nixon redeemed his stock?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And are you aware of any gifts by Mr. Rebozo valued in excess of \$100 to Ms. Woods?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Rebozo ever provided a quantity of cash in excess of \$500 to Ms. Woods?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And has Mr. Rebozo ever cashed a check in excess of \$500 for Ms. Woods?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Excuse me. Has Mr. Rebozo ever bought any personal or real property for Ms. Woods?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Rebozo had any business or financial transactions since January 1, 1969, with Mr. Richard Danner?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Has Mr. Rebozo ever borrowed any money from Mr. Richard Danner?

Ms. MONCOURT. There was one exchange, I think of \$1,000.

Mr. ARMSTRONG. When you say an exchange of \$1,000, can you elaborate?

Ms. MONCOURT. I think Mr. Rebozo borrowed \$1,000 from Mr. Danner and paid it back the next day by check?

Mr. ARMSTRONG. Do you know what the circumstances of that loan were?

Ms. MONCOURT. No, I do not.

Mr. ARMSTRONG. And do you know where that occurred?

Ms. MONCOURT. That was in 1969. I know about it even though I was not working there at the time, because I just happened to come across it, that's all.

Mr. ARMSTRONG. Do you know where that occurred, where the transaction took place?

Ms. MONCOURT. I do not recall the date.

Mr. ARMSTRONG. I'm sorry, where?

Ms. MONCOURT. Where?

Mr. ARMSTRONG. Where.

Ms. MONCOURT. Well, if Mr. Rebozo signed the check, he would have signed the check from Miami.

Mr. ARMSTRONG. But other than that one instance, you're not aware of Mr. Rebozo having borrowed any money from Mr. Danner?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Are you aware of Mr. Danner ever borrowing any money from Mr. Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And has Mr. Rebozo ever acted as a cosignator or guarantor in any business or financial transaction?

Ms. MONCOURT. No, not to my knowledge.

Mr. ARMSTRONG. From Mr. Danner?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And has Mr. Danner ever acted as a cosignator or guarantor in any business or financial transaction for Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge, no.

Mr. ARMSTRONG. And has Mr. Rebozo ever provided any collateral or security for any business or financial transactions with Mr. Danner?

Ms. MONCOURT. Not that I know of.

Mr. ARMSTRONG. Has Mr. Danner provided any collateral or security for any business or financial transaction for Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Has Mr. Rebozo ever acted as the agent, representative, or designee, in any business or financial transaction for Mr. Danner?

Ms. MONCOURT. Not since I have been here.

Mr. ARMSTRONG. Are you aware of any instance, prior to when you knew him, when he did?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Danner ever acted as the agent, representative, or designee of Mr. Rebozo in any business or financial transaction?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Has Mr. Rebozo ever sold or exchanged any real or personal property to or with Mr. Danner?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Danner sold any real or personal property to Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Has Mr. Rebozo made any gifts to Mr. Danner valued in excess of \$100?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Danner made any gifts valued in excess of \$100 to Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Are you aware of any instance when Mr. Rebozo has paid any bills on behalf of Mr. Danner?

Ms. MONCOURT. Not to my knowledge, no.

Mr. ARMSTRONG. Or where Mr. Danner has paid bills on behalf of Mr. Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Rebozo ever furnished Mr. Danner with any quantity of cash totaling over \$500?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Danner ever provided Mr. Rebozo with any quantity of cash in excess of \$500?

Ms. MONCOURT. Except in that one instance.

Mr. ARMSTRONG. Except the instance?

Ms. MONCOURT. That \$1,000 exchange.

Mr. ARMSTRONG. And do you have any personal knowledge of the \$100,000 contribution?

Ms. MONCOURT. No. I knew nothing about that.

Mr. ARMSTRONG. But there's no other instance you are aware of, that Mr. Rebozo was provided with any quantity of cash by Mr. Danner?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And has Mr. Rebozo ever cashed a check in excess of \$500 for Mr. Danner?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Danner ever cashed a check that you are aware of for Mr. Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Rebozo had any financial or business transactions with Mr. Abplanalp or Mr. Griffin since January 1, 1969?

Ms. MONCOURT. B. & C. Investment Co.

Mr. ARMSTRONG. Any others?

Ms. MONCOURT. There is one lot that they own together on Crandon Boulevard.

Mr. ARMSTRONG. This is Mr. Abplanalp and Mr. Rebozo? Any other instances?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Rebozo ever borrowed money from either Mr. Abplanalp or Mr. Griffin?

Ms. MONCOURT. Not that I know of.

Mr. ARMSTRONG. Or for any corporation or bank which Mr. Griffin or Mr. Abplanalp had an interest?

Ms. MONCOURT. Hudson Valley Bank, two notes, one of \$200,000 and one of \$25,000.

Mr. ARMSTRONG. Now, was that a loan from the Hudson Valley Bank to Mr. Rebozo?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. Are you aware of any loans of Mr. Rebozo where Mr. Rebozo borrowed money from Precision Valve Corp.?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Can you identify that check?

Ms. MONCOURT. No, I have never seen that check.

Mr. LENZNER. You'd better have that marked as an exhibit.

Mr. ARMSTRONG. Exhibit 1 today is a check from Precision Valve Corp., Yonkers, N.Y., for \$225,000 to the Florida National Bank, Miami, Fla., credit account Key Biscayne Bank, Charles G. Rebozo, dated November 27, 1972, No. 45189.

[The document referred to was marked Moncourt exhibit No. 1, for identification.*]

Mr. ARMSTRONG. Can you tell us the purpose of the loan that took place in November 1972?

Ms. MONCOURT. I can't—

Mr. GREER. Which loan are you talking about?

Mr. ARMSTRONG. I'm talking about the loan from Mr. Abplanalp to Mr. Rebozo.

Mr. GREER. We're talking about the loan from the Hudson Valley Bank.

Mr. ARMSTRONG. Excuse me. From the Hudson Valley Bank to Mr. Rebozo.

Ms. MONCOURT. I don't recall.

Mr. ARMSTRONG. Do you recall any other loan in the same amount, \$225,000?

*See p. 10538.

Ms. MONCOURT. Yes. You know, the way Mr. Rebozo borrows money occasionally to exercise preemptive rights or to buy bank stock or to buy a piece of property; so it's hard to recall which time.

Mr. ARMSTRONG. Is there any other transaction of \$225,000?

Ms. MONCOURT. There has been loans of \$225,000.

Mr. ARMSTRONG. Do you recall one from the Palmetto Bank & Trust Co.?

Ms. MONCOURT. Yes. There was one from the Palmetto Bank & Trust.

Mr. ARMSTRONG. Can you tell us when that would have been?

Ms. MONCOURT. Right offhand I don't recall. Probably 1972, maybe.

Mr. ARMSTRONG. Have you had an opportunity to check that? I believe on the last occasion we spoke, you indicated you thought it happened in April 1973.

Ms. MONCOURT. Yes. I think it was in April of 1972.

Mr. ARMSTRONG. 1972 or 1973?

Ms. MONCOURT. 1972. I couldn't swear to it.

Mr. ARMSTRONG. Can you tell us the purpose of that loan?

Ms. MONCOURT. Well, that is usually the time at which the bank stock—the preemptive rights are exercised.

Mr. ARMSTRONG. So that would be a loan to allow Mr. Rebozo to acquire more stock in Key Biscayne Bank & Trust Co.?

Ms. MONCOURT. Right.

Mr. ARMSTRONG. And are there any other \$225,000 loans you are familiar with that you recall?

Ms. MONCOURT. Not that I remember, no.

Mr. ARMSTRONG. Has Mr. Abplanalp or Mr. Griffin ever borrowed money from Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Rebozo ever acted as cosignator or guarantor in any business or financial transaction?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Of Mr. Abplanalp and Mr. Griffin?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Has Mr. Abplanalp or Mr. Griffin ever acted as cosignator or guarantor in any business or financial transaction for Mr. Rebozo?

Ms. MONCOURT. Not that I know of.

Mr. ARMSTRONG. Either in their capacity individually or as officers of Precision Valve Corp. or some other corporation?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Rebozo ever provided collateral or security for any business or financial transaction with Mr. Abplanalp or Mr. Griffin?

Ms. MONCOURT. Not to my knowledge, no.

Mr. ARMSTRONG. Have they ever provided Mr. Griffin and Mr. Abplanalp—ever provided any collateral or security for any business or financial transaction for Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Rebozo ever acted as the agent, representative, or designee, for Mr. Griffin or Mr. Abplanalp in any business or financial transaction?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Has he ever purchased property on their behalf?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And have they ever acted as his agent, representative, or designee, in any business or financial transaction?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Now, Mr. Griffin does represent Mr. Rebozo in the B. & C. Investment Corp., is that correct?

Ms. MONCOURT. Yes, he represents him in B. & C.

Mr. ARMSTRONG. Does Mr. Griffin represent Mr. Rebozo in any other matters, to your knowledge?

Ms. MONCOURT. No, not to my knowledge.

Mr. ARMSTRONG. Has Mr. Rebozo sold or exchanged any real or personal property to or with Mr. Abplanalp and Mr. Griffin—or Mr. Griffin?

Ms. MONCOURT. Not since I have been working.

Mr. ARMSTRONG. And prior to that time, are you aware of any?

Ms. MONCOURT. I wouldn't have any knowledge.

Mr. ARMSTRONG. Has Mr. Abplanalp and Mr. Griffin sold or exchanged any real or personal property with Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Has Mr. Rebozo made any gifts to Mr. Abplanalp or Mr. Griffin valued in excess of \$100, that you are aware?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. And has Mr. Griffin or Mr. Abplanalp or any corporation or bank with which they are affiliated, given any gifts to Mr. Rebozo valued in excess of \$100?

Ms. MONCOURT. No, not that I know of.

Mr. ARMSTRONG. Has Mr. Rebozo ever provided any quantity of cash totaling over \$500 to Mr. Abplanalp or Mr. Griffin?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And have they ever provided Mr. Rebozo any quantity of cash totaling over \$500?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. To Mr. Rebozo. And have Mr. Abplanalp or Mr. Griffin ever cashed a check in excess of \$500 for Mr. Rebozo?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. And has Mr. Rebozo ever cashed a check for Mr. Abplanalp or Mr. Griffin valued in excess of \$500?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Are you aware of any business or financial connections between Mr. Rebozo and Mr. Edward Nixon?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And has Mr. Rebozo ever provided Mr. Edward Nixon with any quantity of cash?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. Rebozo ever asked you to gather or to take part in the gathering of any quantity of cash?

Ms. MONCOURT. No.

Mr. ARMSTRONG. For him. Has he ever asked you to cash any large checks for cash?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you have power of signature for Mr. Rebozo in any bank accounts?

Ms. MONCOURT. No, I do not.

Mr. ARMSTRONG. Are you the cosignator on any—

Ms. MONCOURT. I am cosignature on one company, Biscayne Insurance Agency.

Mr. ARMSTRONG. The Biscayne Insurance Agency?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. You are cosignature with Mr. Rebozo?

Ms. MONCOURT. No. I am cosignature with Mr. Harrison.

Mr. ARMSTRONG. Does Mr. Rebozo have any interest in the Biscayne Insurance Co.?

Ms. MONCOURT. Yes. It is a commission basis we send to an insurance agency.

Mr. ARMSTRONG. Does Mr. Rebozo own the agency or any portion of the agency?

Ms. MONCOURT. Not that I know of. I know that we get a commission; books are set up for these commissions. And Mr. Warren Davis keeps those books. It's either a partnership or—

Mr. ARMSTRONG. I'm sorry. Mr. Rebozo is a partner?

Ms. MONCOURT. As far as getting commission; yes.

Mr. ARMSTRONG. And receives a commission from the Biscayne Insurance Co.?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And Mr. Harrison is the president of the company?

Ms. MONCOURT. Yes. I believe so. I wouldn't swear to it.

Mr. ARMSTRONG. And Mr. Harrison's first name is?

Ms. MONCOURT. It begins with "R". I don't remember. I'm sorry.

Mr. ARMSTRONG. Is the business located in Key Biscayne?

Ms. MONCOURT. No; it is not in Key Biscayne.

Mr. ARMSTRONG. Can you tell us where it is located?

Ms. MONCOURT. Mr. Warren Davis handles those books.

Mr. ARMSTRONG. You don't know the location of the company?

Ms. MONCOURT. I am sorry. I am drawing a blank. I have the letterhead in front of me and I can't read it.

Mr. ARMSTRONG. Could it be provided at a later time?

Mr. GREER. [Nods in the affirmative.]

Mr. ARMSTRONG. Now, has Mr. Rebozo asked you to act as his agent, representative, or designee, in any business or financial transactions?

Ms. MONCOURT. No.

Senator BAKER. Scott, I think if we're coming back at 1, we'd better quit. We'll adjourn now until 1.

[Whereupon, the hearing in the above-entitled matter was recessed at 12:20 p.m., to be reconvened the same day at 1 p.m.]

AFTERNOON SESSION

Mr. GREER. For the record, it appears that the Senator—I understand Senator Ervin who was scheduled to be here has been delayed by proceedings on the Senate floor. We are agreeable to going ahead with the questioning, preserving all objections to be ruled on by whichever Senator shall arrive at a later time, assuming that the question does not become totally objectionable. If that should happen, we shall

simply stop the proceedings and await the arrival of a Senator. But, I am sure it won't.

Mr. ARMSTRONG. OK. Ms. Moncourt, since the last time we spoke, you have had undoubtedly an opportunity to reflect on the testimony provided to us at that time. Is there anything you would like to add to what you've told us previously, or is there anything you would like to clarify?

Ms. MONCOURT. Not anything that I could think of.

Mr. GREER. Let me object to that question in that Ms. Moncourt has never previously given testimony. She has been interviewed by members of the majority staff and has answered some of their questions, but has never given testimony of any nature.

Mr. ARMSTRONG. There is nothing that you would like to add or clarify?

Ms. MONCOURT. [Nods in the negative.]

Mr. SCHULTZ. Scott, I might like to add at this point, has Ms. Moncourt been provided with a summary of the statements that she made? I think it was earlier mentioned that Mike Hershman had offered to furnish such a copy. When you're asking whether she wants to clarify something, she may not know what it is you wrote down or whatever it is.

Mr. GREER. The answer is that Ms. Moncourt has not been provided with any résumé of any interviews. Thank you for the clarification.

Mr. ARMSTRONG. All right. We will use the questions to clarify the points.

Ms. Moncourt, to your knowledge has anyone ever acted as Mr. Rebozo's agent, representative, or designee, in any business or financial transactions?

Ms. MONCOURT. No.

Mr. GREER. Other than the situations which she has already testified to.

[Senator Ervin enters the room.]

Mr. GREER. We had—not knowing how long you were going to be, Senator, I agreed to go ahead with the testimony.

Senator ERVIN [presiding]. That is all right.

Mr. ARMSTRONG. Ms. Moncourt, are you aware of any safety deposit boxes which Mr. Rebozo maintains?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And can you tell us which safety deposit boxes those are?

Ms. MONCOURT. The number you mean?

Mr. ARMSTRONG. Yes.

Ms. MONCOURT. I know there are a 224, 225, 222, I believe.

Mr. ARMSTRONG. And can you tell us the purpose of each of those boxes, for what purpose they are maintained?

Ms. MONCOURT. He keeps personal papers in them and stocks.

Mr. ARMSTRONG. Are there any other boxes besides those three?

Ms. MONCOURT. Not that I recall, no.

Mr. ARMSTRONG. Now, the box—are you familiar with the cosignatures of the boxes, who the cosigners are?

Ms. MONCOURT. On one of them—I couldn't tell you which one; I don't know exactly—it is he and his sister, Caroline Rebozo, and one

of them he is the only cosigner; and one of them he is cosigner with Mr. Wakefield.

Mr. ARMSTRONG. I'm sorry. The second one is who?

Ms. MONCOURT. On the second one? On one of them he is the only signer.

Mr. ARMSTRONG. And do you know what he keeps in the box in which he is the only signer?

Ms. MONCOURT. No; I do not.

Mr. ARMSTRONG. Have you ever had access to any of those boxes?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Are you aware of a box 633? That is a box that we showed—

Ms. MONCOURT. Yes; there was a box 633.

Mr. ARMSTRONG. OK. We show that a box which Mr. Rebozo is the cosigner with his sister, Caroline.

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And that was opened on the date that box 225 was closed.

Ms. MONCOURT. That's right.

Mr. ARMSTRONG. Do you have any knowledge as to why box 225 was closed?

Ms. MONCOURT. No; 225 actually is not Mr. Rebozo's, his personal. It is Key Biscayne Bank.

Mr. ARMSTRONG. Well, I believe, just so the record is correct, you are talking about the director's box?

Ms. MONCOURT. Yes; I think so.

Mr. ARMSTRONG. We show that as box 222 from the records provided us.

Ms. MONCOURT. Well, that may be. I don't recall.

Mr. ARMSTRONG. But you've never had access to any of those boxes yourself?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And you've never seen the contents of any of those boxes?

Ms. MONCOURT. One of those—I was helping Mr. Rebozo make an inventory of the stocks that he was holding.

Mr. ARMSTRONG. And which box was that?

Ms. MONCOURT. I don't recall the number of the box.

Mr. ARMSTRONG. Do you recall if it was one to which there was a cosignator?

Ms. MONCOURT. No; I do not recall.

Mr. ARMSTRONG. Do you recall approximately when that was?

Ms. MONCOURT. Sometime last year, but I couldn't pinpoint the date.

Mr. ARMSTRONG. Do you recall if there were any other contents other than stocks?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you recall the size of the box?

Ms. MONCOURT. It was a very good-sized box.

Mr. ARMSTRONG. By "good sized," could you give us an indication?

Ms. MONCOURT. I don't know [indicating].

Mr. ARMSTRONG. Is that the depth of the box?

Mr. GREER. You're estimating depth or width?

Ms. MONCOURT. Depth.

Mr. GREER. Are you saying about 18 inches?

Ms. MONCOURT. Yes; 18 inches is what [motioning], about this.

Mr. ARMSTRONG. What would the front dimensions be, the height and width, do you recall?

Ms. MONCOURT. I'm not very good at American dimensions, but the front of the box would be about that size [indicating].

Mr. ARMSTRONG. Well, I'm sorry. When you say that size, you are indicating?

Ms. MONCOURT. The width, you know, facing.

Mr. ARMSTRONG. About 4 inches, this width?

Ms. MONCOURT. No; about this long [indicating].

Mr. ARMSTRONG. About 7 inches?

Ms. MONCOURT. Yes; about 7 to 10 inches.

Mr. ARMSTRONG. Thank you. Do you know if you signed the access card on the occasion you went to that box?

Ms. MONCOURT. On that occasion, I do not know whether I signed the access card or not.

Mr. ARMSTRONG. And did there appear to be any envelopes other than stock in there, anything that was——

Ms. MONCOURT. Not that I saw.

Mr. ARMSTRONG. And was the box emptied out? Did you see the complete contents of the box?

Ms. MONCOURT. No; I did not see the complete contents of that box.

Mr. ARMSTRONG. Did you inventory the stocks in the vault or in some other location?

Ms. MONCOURT. I went in the vault with Mr. Rebozo, and we took the envelopes in which the stocks were and inventoried it out in his office.

Mr. ARMSTRONG. So the only thing that was removed from the box were envelopes containing stock certificates?

Ms. MONCOURT. And the manila envelopes in which I had, myself, put in those stocks.

Mr. ARMSTRONG. And that is the only occasion in which you entered the box or saw the contents of the box?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Now, can you describe the envelopes to us that the stocks were contained in?

Ms. MONCOURT. In just plain manila-type envelopes with clasps.

Mr. ARMSTRONG. Are these bearer stocks, or how were these stocks made out?

Ms. MONCOURT. The stocks are in Mrs. Anita Reynolds' name.

Mr. ARMSTRONG. And were there any instructions on the stocks on the envelope?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And you don't know that anyone else had access to this box or not?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Now, just prior to our break for lunch you testified that you recalled a loan for \$225,000 in, you believe, it was April of 1972, from the Palmetto Bank & Trust Co., is that correct?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Is Palmetto Bank & Trust Co., is that in Miami or the Miami area?

Ms. MONCOURT. No; it is outside of the Miami area. It is in Palmetto, Fla.

Mr. ARMSTRONG. That is a town in Florida?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Has Mr. Rebozo had any other business or financial transactions with the Palmetto Bank & Trust Co.?

Ms. MONCOURT. Not to my knowledge; no.

Mr. ARMSTRONG. Does he maintain an account there?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you know, is there any individual that Mr. Rebozo deals with principally at that bank?

Ms. MONCOURT. I am trying to recall the name of the president of the bank. I forget his name. I have spoken to him a couple of times, but I forget his name.

Mr. ARMSTRONG. Are you aware of who has a controlling interest in that bank?

Ms. MONCOURT. I do not know.

Mr. ARMSTRONG. Now, just to refer back briefly to the \$225,000 loan from the Hudson Valley National Bank, in order to refresh your recollection, do you recall if that might have been for the purpose of purchasing property for Mr. Abplanalp?

Ms. MONCOURT. No; I don't think so. I think it was preemptive rights.

Mr. ARMSTRONG. For the bank stock?

Ms. MONCOURT. Either for Fishers Island or for the bank stock. I don't recall.

Mr. ARMSTRONG. And do you recall what happened to the proceeds of that loan?

Ms. MONCOURT. Well, the proceeds would have gone to either Fishers Island or the Key Biscayne Bank.

Mr. ARMSTRONG. Would they have gone into Mr. Rebozo's personal account first?

Ms. MONCOURT. Yes; it would go to his account and be transferred to the bank in payments for the stocks, or else it might have been that the cashiers would take it directly and give credit to the bank.

Mr. ARMSTRONG. Excuse me, give credit to the bank?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. I'm afraid I don't follow.

Ms. MONCOURT. Well, if money is borrowed from one bank to another, it may not go through his account. It may go directly to the bank, to the bank's credit.

Mr. ARMSTRONG. This would be in the case, if it were preemptive rights for bank stocks?

Ms. MONCOURT. It has happened that it wouldn't pass through his account. It would go directly to the bank.

Mr. ARMSTRONG. Do you recall if at approximately the same time that this \$225,000 loan, or these two loans, one for \$200,000 and one for \$25,000 came through from the Hudson Valley Bank, do you recall if there was any other transaction with the Hudson Valley Bank for \$225,000?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Do you recall an instance in which Mr. Rebozo returned \$225,000 within a very short time later to the Hudson Valley National Bank?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Now, has Mr. Rebozo received any loans, to your knowledge, in order to assist him in making payments with the B. & C. Investment Co.?

Ms. MONCOURT. He may well have. I don't recall.

Mr. ARMSTRONG. Do you know if he ever used his interest in the B. & C. Investment Co. as collateral and security for any business or financial transaction?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you know if Mr. Rebozo has ever used cash as collateral for a loan?

Ms. MONCOURT. No; he never has. He uses stocks and bonds.

Mr. ARMSTRONG. Has he ever used property?

Ms. MONCOURT. For mortgage loans; yes.

Mr. ARMSTRONG. But independently of mortgages, he's never used property as collateral for any loan?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And has he ever used any other personal property?

Ms. MONCOURT. Only mortgage loans.

Mr. ARMSTRONG. Now, can you describe for us the location of Mr. Rebozo's bank accounts that he maintains?

Ms. MONCOURT. The location of his bank accounts?

Mr. ARMSTRONG. What banks, and if you can, the number or titles of his accounts.

Ms. MONCOURT. He has an account at the Key Biscayne Bank, of course.

Mr. ARMSTRONG. That is in his name?

Ms. MONCOURT. Yes; all of the accounts are in his name. One at Manufacturers Hanover.

Mr. ARMSTRONG. Yes.

Ms. MONCOURT. And there was one at First National Bank of Miami—Savings—but that is closed.

Mr. ARMSTRONG. And during what period was that open?

Ms. MONCOURT. Miami Springs?

Mr. ARMSTRONG. Yes.

Ms. MONCOURT. 1971-72.

Mr. ARMSTRONG. Any others?

Ms. MONCOURT. No; there are a couple of savings accounts.

Mr. ARMSTRONG. Can you tell us where those are?

Ms. MONCOURT. There is one at the Key Biscayne Bank.

Mr. ARMSTRONG. Yes.

Ms. MONCOURT. And there is one in Key West.

Mr. ARMSTRONG. What bank would that be in?

Ms. MONCOURT. That is in the First Federal Savings & Loan of Key West.

Mr. ARMSTRONG. And those are both still open?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And all of these accounts are in Mr. Rebozo's name?

Ms. MONCOURT. No; the one in Key West was Monroe Land Title Co.

Mr. ARMSTRONG. Are you aware of any other accounts in which Mr. Rebozo is a signator? Well, I would assume he is a signator at the Key Biscayne & Trust account?

Ms. MONCOURT. I don't know whether he is or not. He is a signator on Fishers Island and his own personal businesses.

Mr. ARMSTRONG. The corporations in which he is an officer?

Ms. MONCOURT. I beg your pardon?

Mr. ARMSTRONG. You mean the corporations in which Mr. Rebozo is an officer?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And does he have any other accounts in which he is a signator or cosignator in the name of anyone else?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Does he have an account, the Thomas H. Wakefield special account?

Ms. MONCOURT. There was one, but I don't know whether he was a signature on that. I think he was.

Mr. ARMSTRONG. OK. On the last occasion we spoke, you indicated to us that the money in the Thomas H. Wakefield special account was for Mr. Rebozo's, his personal funds which had reimbursed him for campaign expenditures he had made.

Ms. MONCOURT. Yes; I explained to you that I found the account. I didn't even know it was there.

Mr. ARMSTRONG. Can you tell us how you learned that they were for personal expenditures?

Ms. MONCOURT. When I found the account, I asked him what it was, and he told me that it was money that was due to him from the 1968 campaign.

Senator ERVIN. May I ask a question? You were his secretary?

Ms. MONCOURT. I am his bookkeeper.

Senator ERVIN. His bookkeeper? Didn't you keep records, his personal records?

Ms. MONCOURT. Yes, sir.

Senator ERVIN. Did you keep personal records of his disbursements?

Ms. MONCOURT. Yes, sir.

Senator ERVIN. Well, you said something about finding his account.

Ms. MONCOURT. Well, the thing is, that account was an inactive account, and what happened is that I started to work for Mr. Rebozo in 1970, and in 1972 I had been ill with the flu, and when I came back to work there were 12 checks missing from Mr. Rebozo's personal account. And I then took an inventory of all of the checkbooks that I had in my charge, and that is when I found that particular one, because I had never had occasion to use it.

Senator ERVIN. What was the total of those 12 checks?

Ms. MONCOURT. The total?

Senator ERVIN. Yes.

Ms. MONCOURT. No.

Senator ERVIN. Blank checks?

Ms. MONCOURT. They were blank checks that were missing.

Senator ERVIN. That was in 1972?

Ms. MONCOURT. Yes, sir.

Senator ERVIN. And he told you they were for—

Ms. MONCOURT. No; the 12 checks were from his own personal account.

Senator ERVIN. And he told you they were campaign funds?

Ms. MONCOURT. No; that is not the same account.

Senator ERVIN. Oh, I didn't understand you.

Mr. ARMSTRONG. What you were explaining was that on the occasion when you discovered the 12 checks were missing, you also discovered he had another checkbook you hadn't realized previously, but the checks were not taken from that checkbook?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And were those 12 checks cashed?

Ms. MONCOURT. No; I put a "stop payment" on them immediately, and I advised Mr. Rebozo that the 12 checks were missing.

Mr. LENZNER. Did they ever turn up?

Ms. MONCOURT. They never did turn up. We never found out whether there was a printer's error or whether somebody stole the checks and never used them. We don't know. He did call the FBI to have the preceding and following checks fingerprinted to see if we could find out who had taken them, but we never did find out.

Mr. ARMSTRONG. Do you know who he spoke with at the FBI?

Ms. MONCOURT. Mr. Whitaker, I think. Mr. Martin came in, I think, and wanted to have my fingerprints also to exclude them, because my fingerprints would be on these checkbooks of course.

Mr. ARMSTRONG. Did Mr. Whitaker also come to the bank?

Ms. MONCOURT. I don't recall whether Mr. Whitaker came in or not. I think it was Mr. Martin.

Mr. ARMSTRONG. Did you have any other discussions with the FBI, other than on one occasion?

Ms. MONCOURT. No; other than on those missing checks.

Mr. ARMSTRONG. Were you aware of any report that they made about the missing checks?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Well, when did you first become aware that the 12 checks were missing?

Ms. MONCOURT. I had been laid up with the flu for 2 weeks—it was in February of 1972—and I started writing checks out of Mr. Rebozo's checkbook, and then when I flipped the stub page, I noted that the numbers were not in sequence, and so I went back and looked and there were 12 numbers missing.

Mr. ARMSTRONG. And did you ask Mr. Rebozo if anyone else had access to the checkbook?

Ms. MONCOURT. Yes; I did ask him, and no one but his sister would have had access to the checkbooks because—she took over when I was ill, he called her so that I wouldn't get too far behind in my job.

Mr. ARMSTRONG. And did Mr. Rebozo indicate that no one had any reason to be into the checkbook?

Ms. MONCOURT. He was absolutely flabbergasted. He asked me what I had done about it, and I told him I had put a stop payment on the checks, and I called the printers, and that's it.

Mr. ARMSTRONG. When you went to work for Mr. Rebozo in April of 1970, at that time did he turn over all of his books and records and accounts and the checkbooks to you?

Ms. MONCOURT. Yes; most of them.

Mr. ARMSTRONG. So that at that time they turned over the Thomas H. Wakefield special account?

Ms. MONCOURT. Yes; it was in my cabinet.

Mr. ARMSTRONG. And do you recall when you first raised with Mr. Rebozo the question of what the account was for?

Ms. MONCOURT. Well, the first time I raised the question was because of the stolen checks, you know.

Mr. ARMSTRONG. When you first received it, you never raised the question?

Ms. MONCOURT. No, because I hadn't gone through everything and because it was an inactive account, I had never had any occasion to handle it.

Mr. ARMSTRONG. And did Mr. Rebozo indicate why he had an account in that name when you asked him that question?

Ms. MONCOURT. I did not ask him. He just said that he had forgotten that it was there.

Mr. ARMSTRONG. So other than Mr. Rebozo telling you that the money was his personal money, you have no independent knowledge of that, is that correct? You have no records or anything to indicate—you have no receipts of reimbursements?

Ms. MONCOURT. No; no.

Mr. LENZNER. If I could just get one thing clear for the record, Ms. Moncourt. When you looked at the checkbook, did you find that there were 12 checks physically missing out of the book? I didn't understand that.

Ms. MONCOURT. This checkbook, his personal checkbook, you know, his own, like yours or mine for instance, is in a three-ring binder, and you have three checks per page with stubs on the left, you know. So when I flipped over to write the next check, I found that the sequence—there was a gap in the sequence.

Mr. LENZNER. Well, what I am asking is: Was there a stub for the check on the left?

Ms. MONCOURT. No; there were no stubs. The whole thing was missing; stubs and checks.

Mr. LENZNER. So there was just a physical gap, but there was no paper for about 12 checks?

Ms. MONCOURT. Right.

Mr. LENZNER. And you have no recollection of ever receiving checks coming in with those numbers?

Ms. MONCOURT. They have never come through.

Mr. LENZNER. Thank you.

Mr. ARMSTRONG. Now, have you had any conversations, or participated in any conversations, or heard any conversations relating to how the large bills, the \$100 bills, how their point of origin in time of original issue could be placed? Have you had any conversations?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Have you ever heard any conversations at the bank?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Where, how, from serial numbers, bills can be transferred, any conversations?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Have you ever had any conversations?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Have you ever heard any and have you ever had any conversations with anyone at the Federal Reserve bank?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Are you aware of anyone at the bank who has?

Ms. MONCOURT. I should assume the cashier of the bank.

Mr. ARMSTRONG. That would be Mr. Sullivan?

Ms. MONCOURT. That would be Mr. Tucker.

Mr. ARMSTRONG. Mr. Tucker? Can you tell us—you said you keep Mr. Rebozo's personal records and that includes his personal financial records?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Is that correct?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. And would that include his receipts for all bills that he receives and so forth?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And that would include charge receipts as well as cash receipts he would receive?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And Mr. Rebozo, does he regularly give you the receipts when he takes a trip?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. The airfare and so forth?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And how do you keep and report any receipts from his different business trips or personal trips?

Ms. MONCOURT. Well, what do you mean?

Mr. ARMSTRONG. Well, what records do you keep of those, beyond when you first receive the receipt of the trip? In other words, do you make any other entry from that to a set of books?

Ms. MONCOURT. No; I just—I don't keep a set of books on Mr. Rebozo. I just turn his checkbooks over to the accountant every year. And I just record on the stub what I am paying, you know.

Mr. ARMSTRONG. And how do you differentiate between business and personal expenditure Mr. Rebozo perhaps made from cash on hand?

Ms. MONCOURT. Well, generally, he will tell me, you know, if it is a business expenditure or if it is personal.

Mr. ARMSTRONG. And this would include receipts for meetings where he would come to Washington from San Clemente to meet with the President?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Are they usually recorded as business or personal expenditures?

Ms. MONCOURT. They are personal.

Mr. ARMSTRONG. OK, do you recall any instances where he did not keep the receipts from those trips?

Ms. MONCOURT. Sometimes he gets his own ticket and will fail to give me a receipt or a copy of the airline ticket, you know, and I usually have to call the airline and get the ticket number, see what time he went, what I am paying for actually.

Mr. ARMSTRONG. But, do you always get that information in order to verify it?

Ms. MONCOURT. I usually can verify it; yes.

Mr. ARMSTRONG. Do you recall any instances in which there was any expenditure you could not verify, relating to a trip such as that?

Ms. MONCOURT. No.

Mr. ARMSTRONG. This morning we discussed names which Mr. Rebozo used for business or personal reasons. Are there any other names besides the three; he sometimes used your name, sometimes Mr. Reynolds' name, and also Charles Gregory. Now, were there any other names?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you recall if he ever used Richard Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. And we also discussed the fact that one of the things you handled was the President's mortgage bills for his property?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. On 500 Bay Lane?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And also, the utility bills.

Ms. MONCOURT. Some of the utility bills.

Mr. ARMSTRONG. Now, are you aware—does that money also come directly out of the account in the form of a cashier's check?

Ms. MONCOURT. Yes, sir, I make out a cashier's check and, you know, that would be charged against the account.

Mr. ARMSTRONG. OK. Have you ever used or been given cash by Mr. Rebozo or anyone else to make payments on behalf of the President?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. And, to your knowledge, has Mr. Rebozo ever paid any bills on behalf of the President?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. OK. Has Mr. Rebozo ever been a member of a partnership with President Nixon?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. With either F. Donald Nixon or Edward Nixon?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. And other than the B. & C. Investment Corp., the investment company, has Mr. Rebozo ever been a partner with Mr. Abplanalp?

Ms. MONCOURT. Not to my knowledge; no.

Mr. ARMSTRONG. Is there any partnership arrangement relating to the President that Mr. Abplanalp and Mr. Rebozo own adjacent to the bank?

Ms. MONCOURT. Partnership arrangement?

Mr. ARMSTRONG. Right.

Ms. MONCOURT. They own the lot together.

Mr. ARMSTRONG. Is there a partnership agreement, a formal partnership agreement, that relates to that property?

Ms. MONCOURT. I haven't seen one.

Mr. ARMSTRONG. Do you each own a 50-percent interest in that?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And to your knowledge, they both have the same amount of equity in the property?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. I have a few more questions, but Mr. Bellino has some intervening questions he wanted to get to.

Mr. BELLINO. Ms. Moncourt, as I understand it, you began to work for Mr. Rebozo in April of 1970?

Ms. MONCOURT. That is right.

Mr. BELLINO. Who preceded you? Who was doing your work before?

Ms. MONCOURT. I don't know. There was one girl who stayed there only 1 month and I don't recall her name and who was there before, I don't recall.

Mr. BELLINO. You don't recall her name?

Ms. MONCOURT. No.

Mr. BELLINO. Could you supply the name, could you get the name and supply it later?

Ms. MONCOURT. I could get it from the records.

Mr. BELLINO. Did you do the bookkeeping for Cocolobo Cay, Inc.?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. And Monroe Land Title?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Did Monroe Land Title pay your salary?

Ms. MONCOURT. Yes, sir, the majority of my salary.

Mr. BELLINO. Did you ever get any other salary besides what you were paid from Monroe Land?

Ms. MONCOURT. Yes; I get a salary from the bank.

Mr. BELLINO. From whom?

Ms. MONCOURT. From the Key Biscayne Bank.

Mr. BELLINO. The Key Biscayne Bank would also pay?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Wash-Well, Inc.—you kept the books for that?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Cocolobo Corp.?

Ms. MONCOURT. Not Cocolobo Corp.; no.

Mr. BELLINO. Who kept those records?

Ms. MONCOURT. I don't know who kept those records.

Mr. BELLINO. Cocolobo Corp.?

Ms. MONCOURT. No—oh, I did.

Mr. BELLINO. Cocolobo Corp.?

Ms. MONCOURT. Yes; because that one closed. It was sold I think. Cocolobo was sold in 1971.

Mr. BELLINO. How about Mutual Acceptance Corp.?

Ms. MONCOURT. I have those books too.

Mr. BELLINO. The Island Ferry Corp.?

Ms. MONCOURT. There are no books on that. That is all part of Fishers Island.

Mr. BELLINO. These records, what would they consist of? Would it be a cashbook, a cash journal?

Ms. MONCOURT. Yes; cash receipts book.

Mr. BELLINO. Cash disbursements books?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. That is in addition to your check stubs?

Ms. MONCOURT. That is right.

Mr. BELLINO. And you would have a general ledger, too, for—

Ms. MONCOURT. That is right.

Mr. BELLINO [continuing]. For each of these companies?

Ms. MONCOURT. No; it is all part of Fishers Island.

Mr. BELLINO. I don't get your answer. All of these companies, like Monroe Land and—

Ms. MONCOURT. No; not Monroe, but Island Ferry, Terminal Island.

Mr. BELLINO. Terminal Island?

Ms. MONCOURT. Yes.

Mr. BELLINO. Let's get this straight. That is part of Fishers Island? Harbor Terminals is part of Fishers Island?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Biscayne Insurance, you say Mr. Davis kept those records?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. And Island Ferry Service is part of Fishers Island, too?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. And you also kept the general ledger?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Did you keep a separate general ledger for Mr. Rebozo himself?

Ms. MONCOURT. No; I don't keep any books for Mr. Rebozo. I just keep—

Mr. BELLINO. Just barest company books?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. When you made up a financial statement, you usually made it up at one time?

Ms. MONCOURT. September 1.

Mr. BELLINO. Of each year?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. And what records would you use to make that up, to get that information together?

Ms. MONCOURT. The information that I have on the loans, what is due to him, names, et cetera.

Mr. BELLINO. I'm sorry, would you repeat that?

Ms. MONCOURT. The information I have on these loans, what is due to him.

Mr. BELLINO. Did you have a ledger card for each loan?

Ms. MONCOURT. I have my records, my files on—

Mr. BELLINO. You had files, in other words on each loan, so whenever you made a payment, you made a note of it so you knew what the balance was at the end of the year when you made up the financial statement?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Did that include every individual that Mr. Rebozo borrowed any money from?

Ms. MONCOURT. No.

Mr. BELLINO. What is that again?

Ms. MONCOURT. I lumped it usually.

Mr. BELLINO. You lumped it up?

Ms. MONCOURT. Yes.

Mr. BELLINO. Well, how did you keep records on, say, whether there was a loan to Margaret Barker?

Ms. MONCOURT. There is—that would be a personal note.

Mr. BELLINO. Would the loan you had with Mary Willard—is that all lumped up?

Ms. MONCOURT. Mary Willard? I think I never have paid anything to Mary Willard since I have been there. That was before I came in.

Mr. BELLINO. How about Donald Burtost?

Ms. MONCOURT. That was closed also.

Mr. BELLINO. These were closed from the time you were there?

Ms. MONCOURT. Yes, sir, because I never made any interest payment to him either.

Mr. BELLINO. Paula McMurry?

Ms. MONCOURT. Yes.

Mr. BELLINO. That was closed too?

Ms. MONCOURT. No; it is not. Mrs. McMurry is deceased and it went to a niece, I think.

Mr. BELLINO. I didn't get that. Was it open when you were there? Were you making payments on that and did you have a card for it?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. A separate card?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. And Edward Martina?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. The same way?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. And William Baraket, that \$100,000 loan, the same way?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Do you recall the \$100,000 loan that he received from the Key Biscayne Bank, I believe in 1970?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. What happened to the money that he received from the bank?

Ms. MONCOURT. Well, this was a consolidation.

Mr. BELLINO. It was what?

Ms. MONCOURT. A consolidation of other loans and renewal.

Mr. BELLINO. He paid off other loans?

Ms. MONCOURT. Yes; paid off other loans. What he did, he had four different loans, and he lumped them all in one sum and it amounted to \$100,000.

Mr. BELLINO. And apparently just paid off the other loans and then he had one loan of \$100,000?

Ms. MONCOURT. Right.

Mr. BELLINO. Did you have a card also for Senator Smathers?

Ms. MONCOURT. No; I didn't. I did not. We don't—

Mr. BELLINO. You paid him interest in 1971, I believe, did you not?

Ms. MONCOURT. I don't recall if I did.

Mr. BELLINO. You don't recall paying him interest?

Ms. MONCOURT. In 1971? No.

Mr. BELLINO. Was there any real estate transaction that Mr. Rebozo had with Senator Smathers?

Ms. MONCOURT. I think that there was, Mr. Rebozo owed Mr. Smathers, and I think they exchanged it for a piece of land to—

Mr. BELLINO. Would you give us the details of that?

Ms. MONCOURT. I couldn't without being sure, you know.

Mr. BELLINO. Well, when did you first know of that?

Ms. MONCOURT. Through the accountant.

Mr. BELLINO. When?

Ms. MONCOURT. By the accountant?

Mr. BELLINO. When?

Ms. MONCOURT. It was recently, because I had to look it up.

Mr. BELLINO. Was it within the past week?

Ms. MONCOURT. Yes; it was within the past week.

Mr. BELLINO. You hadn't heard about it before?

Ms. MONCOURT. No; I didn't know about it, and I called the accountant and I asked him and he explained it to me.

Mr. BELLINO. Senator, the various records that she has helped make up—the financial statement—are pertinent to us because we want to, for one thing, to see whether in paying off of any loans, whether any funds were cash funds or where the funds came from. We don't have all of those records. All we were given were bank statements and canceled checks. Would we not be entitled to have the rest of these records so that we could examine them?

Mr. GREER. Senator, this situation has been thrashed out between Mr. Frates and Mr. Dash when they were up here 2 weeks ago, where there was an agreement reached between the parties as to what records should be produced. I think this is an attempt on the staff's part and Mr. Bellino's part to go around Mr. Dash's back after Mr. Dash has made an agreement.

Mr. LENZNER. If I could clarify the record? I have discussed these specific issues with Mr. Dash, because at pages 309 and 331 of the record, there is a discussion with Mr. Rebozo with regard to what documents were used to make up Mr. Rebozo's financial statement and it is my understanding that Mr. Dash agrees that those documents that were used, the ones that were referred to by Mr. Rebozo, should be made available to us and I don't believe Mr. Dash has ever indicated that we did not want—

Mr. GREER. Well, I think Mr. Dash could be here to make his position clear as to what the agreement was. Now, I again think this is the staff trying to go around behind Mr. Dash's back. And, I would like—

Mr. LENZNER. I just said we talked to Mr. Dash.

Mr. BELLINO. Senator, that isn't just for him to say that. I am raising a question here.

Senator ERVIN. Well, I don't know the relevancy of the things. I can't follow all of the papers at the Key Biscayne Bank and all of the documents because I am not familiar with them.

Mr. GREER. That is correct, sir. And we are here on a simple interrogation of Ms. Moncourt. I think that any documents the staff wants, that they can discuss it with Mr. Dash and we will be happy to deal with Mr. Dash on this subject. I think if there is going to be any sustained discussion of this issue here, that Mr. Dash ought to be present, because it is the bank's understanding and Mr. Rebozo's understanding that they have reached an agreement with chief counsel as to what documents will and won't be produced.

Senator ERVIN. I don't know what the understanding is, so I agree that Mr. Dash ought to be here.

Mr. GREER. I would suggest we go ahead with the interrogation and get into what records should be produced later, since I understand Your Honor is on a short time limit.

Mr. BELLINO. Ms. Moncourt, in July of 1970, Mr. Rebozo received \$5,000 from El Central Commercial CuBano. Now, do you possibly recall getting a loan or advance of money from that company?

Ms. MONCOURT. I think it was sold at that time.

Mr. BELLINO. What is that?

Ms. MONCOURT. I think it was sold at that time.

Mr. BELLINO. You think it was what?

Mr. GREER. Sold.

Mr. ARMSTRONG. Sold.

Mr. BELLINO. Sold? It was sold in April—not in July of 1970.

Ms. MONCOURT. Mr. Bellino, I couldn't swear as to any dates at all, because I don't recall. I handle too much. I cannot recall every single transaction, you know.

Mr. BELLINO. You believe that the money that came out of El Central Commercial—to your best recollection, you believe that the business had been sold and was giving the money to Rebozo?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. And Wash-Well, Inc., was there any money put in there, other than what came from the business it was doing?

Ms. MONCOURT. No, sir. Other than the fact that it was sold.

Mr. BELLINO. Now, where would they get the money to pay so much more to Rebozo than what they were earning?

Ms. MONCOURT. The company owed him money at that time. He had put in a lot of his own money in Wash-Well, Inc.

Mr. ARMSTRONG. Can you repeat a little louder?

Ms. MONCOURT. Mr. Rebozo had advanced a lot of money to Wash-Well, Inc.

Mr. GREER. Mr. Bellino, if you are having trouble hearing, why don't you trade seats with Mr. Rebozo, because the court reporter is having trouble hearing Ms. Moncourt and Ms. Moncourt has a low voice and it would probably be easier if you are talking across—directly across from each other.

Mr. BELLINO. I am asking whether any money that went into Wash-Well, Inc.—was there any money that went into Wash-Well, Inc., other than from the business they were doing?

Ms. MONCOURT. As I said, Mr. Rebozo made loans to the business.

Mr. BELLINO. And then would get the money back?

Ms. MONCOURT. Pardon?

Mr. BELLINO. And where would the money come from when Mr. Rebozo was paid back, if the company wasn't earning sufficient money?

Ms. MONCOURT. Well, the company was earning sufficient money.

Mr. BELLINO. It was?

Ms. MONCOURT. Yes.

Mr. BELLINO. And Monroe Land Title, the same?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. You mentioned that you weren't sure whether you signed an access card to a safe-deposit box when you had access to it?

Ms. MONCOURT. I never had access to any safe-deposit boxes.

Mr. BELLINO. Wasn't that one of the questions you asked, Mr. Armstrong?

Mr. GREER. Ms. Moncourt testified that she had no access to any of the safe-deposit boxes.

Mr. ARMSTRONG. But she was present at one time.

Mr. GREER. She was present when one box was opened to count stock.

Mr. BELLINO. At the time you were present, do you recall definitely whether you signed the card or not?

Ms. MONCOURT. No, sir; I did not.

Mr. BELLINO. And you were only there once?

Ms. MONCOURT. That is right.

Mr. BELLINO. When you were questioned last time by Mr. Armstrong, you said that you first learned of the \$100,000 from Hughes to Rebozo from the newspapers?

Ms. MONCOURT. That is right.

Mr. BELLINO. Do you recall what article that was?

Ms. MONCOURT. That was last year.

Mr. BELLINO. Last year?

Ms. MONCOURT. Yes.

Mr. BELLINO. You didn't know before then about it?

Ms. MONCOURT. No, sir.

Mr. BELLINO. You hadn't read it in the newspapers before that?

Ms. MONCOURT. No, sir.

Mr. BELLINO. Now, just one thing I would like to get correct. In your last interview, you mentioned that you turned over the Danner file, at least the memorandum says that you turned it over to me. Had I seen you at any time before today?

Ms. MONCOURT. No, I said it had been given to you. I didn't say that I turned it over.

Mr. BELLINO. I see. The memorandum says it was given to me.

Mr. GREER. That is the problem, Mr. Bellino, of your investigators making their notes of what was said, and their interpretation of what was said. Now, I don't think you can hold Ms. Moncourt responsible—

Mr. BELLINO. I just wanted to get that clear.

Mr. GREER. Right, but you keep trying to cross-examine, based on your interpretation of the investigator's notes.

Senator ERVIN. I believe he asked a very simple question, whether she turned it over to him.

Mr. BELLINO. What bank accounts did Mr. Rebozo have in the Key Biscayne Bank besides his main checking account?

Ms. MONCOURT. What bank accounts did he have?

Mr. BELLINO. Personal.

Ms. MONCOURT. He has an account for the Ocean Reef Villa.

Mr. BELLINO. And what else?

Ms. MONCOURT. An account for the Maryland House.

Mr. BELLINO. What House?

Ms. MONCOURT. Maryland House.

Mr. BELLINO. And an account for the Key Biscayne Bank building?

Ms. MONCOURT. Yes, sir.

Mr. BELLINO. Any other accounts?

Ms. MONCOURT. Mutual Acceptance.

Mr. BELLINO. And Monroe Land Title, also?

Ms. MONCOURT. Monroe Land and Title.

Mr. BELLINO. Wash-Well, Inc.?

Ms. MONCOURT. Wash-Well is dissolved now.

Mr. BELLINO. Did he have a savings account?

Ms. MONCOURT. At the Key Biscayne Bank? He has one, yes.

Mr. BELLINO. Do you remember when that was opened?

Ms. MONCOURT. Yes, I opened that myself in 1972.

Mr. BELLINO. Was that opened with the amount of \$9,000?

Ms. MONCOURT. Yes, sir, I believe it was.

Mr. BELLINO. Any other bank accounts?

Ms. MONCOURT. What do you mean?

Mr. BELLINO. Any other bank accounts that Rebozo had in the Key Biscayne Bank.

Ms. MONCOURT. Central Coin Laundry.

Mr. BELLINO. What else?

Ms. MONCOURT. Let's see, Fishers Island.

Mr. BELLINO. A shopping center?

Ms. MONCOURT. No, not a shopping center. And that is all.

Mr. BELLINO. Did he have an account in the Florida National Bank in Key West, not Miami now?

Ms. MONCOURT. Yes, Monroe Land Title does.

Mr. BELLINO. Monroe Land Title? That is another one that Monroe Land Title has besides what you mentioned before?

Mr. GREER. Mr. Bellino, all of these questions have been gone over before, once before, when we identified all of the banks, the Monroe Land Title and—

Mr. ARMSTRONG. Only the savings accounts. We didn't get a listing of other accounts that Mr. Rebozo had.

Mr. BELLINO. Did he have any other accounts outside Key Biscayne beside what you mentioned today?

Ms. MONCOURT. There is Monroe Land Title. That has three accounts in Key West plus a savings account.

Mr. BELLINO. Does he have any other savings accounts besides the one you have just mentioned and the one in the Key Biscayne Bank?

Ms. MONCOURT. There is one at Greater Miami Federal Savings & Loan.

Mr. BELLINO. Greater Miami Federal Savings & Loan has a small account?

Ms. MONCOURT. Right.

Mr. BELLINO. And the others?

Ms. MONCOURT. The others have small accounts also.

Mr. BELLINO. Any other accounts?

Ms. MONCOURT. No, sir. Other than——

Mr. GREER. Other than the ones you have already testified to.

Ms. MONCOURT. Right.

Mr. BELLINO. That is all I have.

Senator ERVIN. Do you know anything about the \$100,000 Hughes fund?

Ms. MONCOURT. The what?

Senator ERVIN. Do you know anything whatever about the \$100,000 fund that Mr. Rebozo obtained from the Hughes interests?

Ms. MONCOURT. No; I knew nothing about it.

Senator ERVIN. You kept no records pertaining to that fund?

Ms. MONCOURT. No, sir. I didn't even know about it.

Senator ERVIN. And you have no personal knowledge whether any such fund did or did not exist?

Ms. MONCOURT. I had no knowledge whatsoever.

Senator ERVIN. And the first time you heard anything about it was in 1973?

Ms. MONCOURT. Yes, sir.

Senator ERVIN. When you read it in the newspapers?

Ms. MONCOURT. Right.

Mr. ARMSTRONG. Ms. Moncourt, were you aware from the time you came to work for the Key Biscayne Bank & Trust Co. and for Mr. Rebozo, whether or not Mr. Rebozo received any political contributions during that period of time?

Ms. MONCOURT. No, sir, there was none.

Mr. ARMSTRONG. OK. You did keep books on one?

Ms. MONCOURT. Yes; in 1972, the Committee To Re-Elect the President.

Mr. ARMSTRONG. And those were funds that Mr. Rebozo received on behalf of the Committee To Re-Elect the President?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. Other than what was reported in that account, were you aware of him receiving any other contributions?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Were you aware he received a contribution from Mr. A. D. Davis?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Is Mr. A. D. Davis—does he have any business or financial transactions with Mr. Rebozo and with the bank?

Ms. MONCOURT. Not to my knowledge.

Mr. ARMSTRONG. Any transactions with the Key Biscayne Bank & Trust Co.?

Ms. MONCOURT. Davis? No.

Mr. ARMSTRONG. What about Mr. Murchinson?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Mr. Cal Covens?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. The Winn-Dixie Corp.?

Ms. MONCOURT. They may have an account with us at the bank, yes.

Mr. ARMSTRONG. But you are not aware of any business or financial transactions they had with Mr. Rebozo?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. What about any financial contributions that came from Senator Smathers or through Senator Smathers?

Ms. MONCOURT. I never saw any.

Mr. ARMSTRONG. What about from Mr. Getty—Mr. J. Paul Getty?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Does he have any business or financial transactions with Mr. Rebozo?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. In the correspondence files you maintain, are there any correspondence you may have seen that were typed? Do you recall any letters at all to Mr. A. D. Davis?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Any letters at all to Cal Covens?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. And you mentioned before that there was correspondence to Senator Smathers. Do you recall—first, is that correct?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. Do you recall if any of this had to do with the \$100,000 contribution?

Ms. MONCOURT. Nothing to that effect.

Mr. ARMSTRONG. Had it anything to do with political contributions at all?

Ms. MONCOURT. No.

Mr. ARMSTRONG. With Hughes Tool Co.?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. With Mr. Richard Danner?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. And do you recall if there was any correspondence, if there was a correspondence file relating to Mr. J. Paul Getty?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Or any correspondence relating to Mr. Getty? Not just a file, but any correspondence?

Ms. MONCOURT. No, sir; I haven't seen any.

Mr. ARMSTRONG. Now, I previously asked if you had seen any correspondence relating to the Hughes' \$100,000 contribution, and you said you had not. Do you ever recall seeing a memorandum that was written for the records by Mr. Rebozo, showing his best understanding of that transaction?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Ms. Moncourt, when did you first learn that the IRS, the Internal Revenue Service sought to interview Mr. Rebozo?

Ms. MONCOURT. When did I first learn?

Mr. LENZNER. Yes ma'am.

Ms. MONCOURT. In June—in July of 1973.

Mr. LENZNER. In July of 1973?

Ms. MONCOURT. Yes, sir.

Mr. LENZNER. And how did you learn of that, ma'am?

Ms. MONCOURT. I was advised by the accountant that the IRS was investigating Mr. Rebozo and I was given the name of two agents and was told they would come and see me.

Mr. LENZNER. And you say Mr. Davis first advised you?

Ms. MONCOURT. Yes.

Mr. LENZNER. But, Mr. Rebozo had not discussed that with you prior to that time?

Ms. MONCOURT. Well, he had discussed it, but I didn't have any names, you know, he told me that he was under investigation by the IRS and that they would be coming down to check the books and the records and that I should cooperate with them.

Mr. LENZNER. And so, sometime before Mr. Davis talked to you, Mr. Rebozo had indicated that the IRS was coming down?

Ms. MONCOURT. Yes, sir.

Mr. LENZNER. And do you recall when Mr. Rebozo first mentioned it to you?

Ms. MONCOURT. Not the exact date.

Mr. LENZNER. Approximately.

Ms. MONCOURT. It was in early July 1973.

Mr. LENZNER. But you didn't have any knowledge that the IRS was interested in interviewing or talking with Mr. Rebozo until July 1973?

Ms. MONCOURT. That is right.

Mr. LENZNER. And did Mr. Rebozo indicate to you exactly what the IRS was going to be interested in, what areas?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Did he give you any advice or counsel on what to do when they came?

Ms. MONCOURT. No, sir.

Mr. LENZNER. And how did you know what to furnish the IRS when they came to talk to you?

Ms. MONCOURT. I gave them what they asked for.

Mr. BELLINO. Ask her what she gave.

Mr. LENZNER. Do you recall—

Ms. MONCOURT. They asked for everything.

Mr. GREER. Senator, I would object. You've got a cross line of questioning going here. I think there should be one person questioning the witness.

Mr. ARMSTRONG. I believe Mr. Bellino was whispering in my ear.

Mr. GREER. It is such a loud whisper, it comes across as a question.

Senator ERVIN. I understand Mr. Bellino has not his perfect hearing and sometimes people that don't have perfect hearing whisper louder than you and myself do.

Mr. GREER. I understand that, Senator, but it is hard for the witness.

Senator ERVIN. It is hard for the witness and it is hard for counsel to follow. So whisper as lightly as you can.

Mr. LENZNER. Did he ask for specific books and records of corporations that Mr. Bellino has asked you about?

Ms. MONCOURT. Specific books? No, they asked for everything that had anything to do with his returns.

Mr. LENZNER. So did you furnish—

Ms. MONCOURT. I furnished them with everything they asked for.

Mr. LENZNER. So you furnished them with the files of the Fishers Island Corp.

Ms. MONCOURT. Yes, Fishers Island, Monroe Land Title, Wash-Well, Inc., and his personal books, everything.

Mr. LENZNER. Did you also furnish them with cashier's checks.

Ms. MONCOURT. Yes, sir. They went through all of the cashier's checks from the period, from the years of 1970, 1971, and 1972.

Mr. LENZNER. Did they make copies of those records?

Ms. MONCOURT. I don't know whether they did or not. I know they took numerous notes, though.

Mr. LENZNER. Did they go back—how far did they go into the records in terms of time?

Ms. MONCOURT. 1970, 1971, and 1972.

Mr. LENZNER. They did not pursue 1969 or 1973?

Ms. MONCOURT. No, sir, that would be next year.

Mr. LENZNER. And they didn't ask for anything though for those 2 years?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Now, you said that somebody asked you to check up on Senator Smathers' loan. Who asked you to do that?

Ms. MONCOURT. Well, it came up from our conversation last week.

Mr. GREER. As a result of Mr. Dash's phone call.

Mr. LENZNER. It wasn't Mr. Rebozo's counsel that asked you to do that?

Ms. MONCOURT. It was not Mr. Rebozo's counsel who asked me to do that.

Senator ERVIN. Oh, yes.

Mr. LENZNER. Yes, I understand. It was not Mr. Rebozo that asked you to look up the Smathers' loan either?

Ms. MONCOURT. No.

Mr. LENZNER. Do you know if Mr. Rebozo has had any financial transactions with either Mr. Colson, Mr. Haldeman, or Mr. Ehrlichman?

Ms. MONCOURT. No, sir, none.

Mr. LENZNER. Do you know if there are any correspondence to any of those gentlemen?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Was there any relevant telephonic contact with any of those gentlemen and Mr. Rebozo?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Now, did Mr. Rebozo—now, are you aware of any communications or information with regard to Mr. Rebozo and Air West Co.?

Ms. MONCOURT. None, sir.

Mr. LENZNER. Are you aware of any information or communication that Mr. Rebozo had with regard to atomic bomb testing in Nevada?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Are you aware of any information or contact or communication that Mr. Rebozo had with a law suit involving TWA and Howard Hughes?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Do you know if Mr. Rebozo knows any of the major principals in Trans World Airlines Co.?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Have you ever seen any correspondence or financial transactions involving TWA?

Ms. MONCOURT. No, sir. He may have books on TWA stock—

Mr. LENZNER. I mean aside from purchasing stock.

Ms. MONCOURT. No.

Mr. LENZNER. Have you ever seen on occasion any instructions to Mr. Wakefield with regard to business matters left in any of Mr. Rebozo's safe-deposit boxes?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Do you know if any such existed?

Ms. MONCOURT. No, sir.

Mr. GREER. You don't know? Is your answer to the last question that nothing existed or that no, you don't know?

Ms. MONCOURT. I don't know if any existed.

Mr. GREER. Excuse me, Senator, but I thought the answer should be clarified.

Senator ERVIN. I think you did well to clarify that, because it might be interpreted in either one of two ways. The way I understood it was she had no knowledge, but it was very unclear.

Mr. LENZNER. You have not seen any such instructions?

Ms. MONCOURT. I have never seen any.

Mr. LENZNER. And you have not heard or become aware of any such instructions?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Did you ever learn of what would happen to the stocks and other items in Mr. Rebozo's safe-deposit boxes if he became deceased?

Ms. MONCOURT. Well, Mr. Wakefield, I understood, would be his executor.

Mr. LENZNER. And who did you learn that from?

Ms. MONCOURT. Because at one time, Mr. Wakefield handed me some forms with which to prepare Mr. Rebozo's will, but I never did do it.

Mr. LENZNER. The will was never prepared?

Ms. MONCOURT. I mean I never did fill it out, you know.

Mr. LENZNER. What were you supposed to fill out?

Ms. MONCOURT. Well, his holdings and, you know, whatever would be part of his will.

Mr. LENZNER. And when was this?

Ms. MONCOURT. Oh, that was 1971.

Mr. LENZNER. And this was in preparation for Mr. Rebozo's will?

Ms. MONCOURT. That is right.

Mr. LENZNER. That Mr. Wakefield was preparing?

Ms. MONCOURT. Right.

Mr. LENZNER. And as far as you know, you are saying that those items were not prepared for Mr. Rebozo's will?

Ms. MONCOURT. They were not prepared by me.

Mr. LENZNER. Do you know if anybody else prepared them?

Ms. MONCOURT. No; I don't know who prepared them.

Mr. LENZNER. Do you know if a will exists for Mr. Rebozo?

Ms. MONCOURT. No; I do not know.

Mr. LENZNER. And did Mr. Wakefield tell you in 1971 that he was to be the executor of Mr. Rebozo's estate?

Ms. MONCOURT. Well, he didn't tell me, but since he was preparing the will and he was Mr. Rebozo's attorney, I concluded.

Mr. LENZNER. That is an assumption on your part?

Ms. MONCOURT. That is an assumption.

Mr. LENZNER. Do you know for a fact whether Mr. Wakefield had any duties or responsibilities on Mr. Rebozo's possible death?

MS. MONCOURT. I don't know for a fact; no.

MR. LENZNER. Well, could you just excuse me for 1 second? [Pause.] Have you ever had access to the so-called "Director's Box" of the Key Biscayne Bank?

MS. MONCOURT. No, sir.

MR. LENZNER. I take it you only saw the contents of one box once?

MS. MONCOURT. That is right.

MR. LENZNER. When you inventoried the stocks?

MS. MONCOURT. That is right.

MR. LENZNER. Did you see any cash in that box?

MS. MONCOURT. No, sir.

MR. LENZNER. Do you know if Mr. Rebozo keeps cash in any of the safe-deposit boxes?

MS. MONCOURT. No, he didn't.

MR. GREER. Terry, could I ask you to slow your questioning down. You are running them so close together, I can't follow them and I don't think the witness can.

MR. LENZNER. Do you know if Mr. Rebozo has ever kept cash in any of his safe-deposit boxes?

MS. MONCOURT. No, sir.

MR. LENZNER. Do you know what Mr. Rebozo does with his pay when he receives it from the bank?

MS. MONCOURT. Sometimes he deposits it in part and sometimes he keeps it all.

MR. LENZNER. Are you aware of any deposit to the President's account in the Key Biscayne Bank by Mr. Rebozo of over \$1,000, except for the \$10,000 that you have already testified about?

MS. MONCOURT. No, sir.

MR. LENZNER. And when you inventoried the stocks, I take it you did not see in that same safe-deposit box a will for Mr. Rebozo?

MS. MONCOURT. No, sir.

MR. LENZNER. I believe that is all I have at this time.

MR. ARMSTRONG. Ms. Moncourt—could you tell us—

MR. GREER. Excuse me, let me interject here—I would like to object to Mr. Lenzner's characterization of Ms. Moncourt's prior testimony as to anything that would constitute an inventory of the box.

MR. LENZNER. I meant—well, let me clarify that.

MR. GREER. Ms. Moncourt never inventoried a box on behalf of Mr. Rebozo. She has previously testified that she was present when certain stocks were taken out of the box and she helped inventory those stocks.

Senator ERVIN. She didn't make it clear whether she took the stocks out of the box or whether Mr. Rebozo did.

MS. MONCOURT. No, Mr. Rebozo took the stocks.

Senator ERVIN. I think his question was: Did you see anything in the box other than the manila envelopes, that you later found the stocks had been stored in?

MS. MONCOURT. No, sir.

MR. SCHULTZ. Well, did you look in the box?

MS. MONCOURT. Yes, sir, I was right there on top of it.

MR. LENZNER. And when the stocks were taken out, was there anything else in the box?

Ms. MONCOURT. There were other manila envelopes, yes.

Mr. LENZNER. There were others?

Ms. MONCOURT. Yes.

Mr. LENZNER. And can you describe what those envelopes looked like?

Ms. MONCOURT. I do not know the contents of the envelopes.

Mr. LENZNER. Well, were they all just bank envelopes?

Mr. GREER. I don't think she understands.

Mr. LENZNER. Did the envelopes have any writing on them to indicate the contents?

Ms. MONCOURT. I don't recall.

Mr. LENZNER. Do you recall how many envelopes?

Ms. MONCOURT. Well, I know that the stock envelopes had writing on them, because I had, myself, typed the contents of the envelopes, you know, and I had made a photostatic copy of it, which I attached to the envelopes so that we would know what the contents of the envelopes were.

Senator ERVIN. You mean, you made those——

Ms. MONCOURT. I made a list of the stock certificates.

Senator ERVIN [continuing]. And fastened them to the envelopes?

Ms. MONCOURT. Right.

Senator ERVIN. So they wouldn't have to go back to the envelopes to find out what the contents were?

Ms. MONCOURT. Right.

Mr. LENZNER. And did you make a photocopy, did you say, of the list of the stocks?

Ms. MONCOURT. Yes; and I gave a copy—and I gave the original to Mr. Rebozo and I attached the photocopy to the manila envelopes.

Mr. LENZNER. And was there anything besides a listing of the stocks on the material that you attached to the envelopes?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Were there any instructions to anybody as to what to do with the stocks?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Do you know, of your own knowledge, if Mr. Rebozo was deceased, who would receive the benefit of those stocks?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Do you remember approximately how many other envelopes were in the box after the stocks were taken out?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Were there more than one?

Ms. MONCOURT. It is, you know, a hard question because I was mostly looking for the stocks. I wasn't looking for anything else. I don't know what else, or how many, or—but there were other things in the box, yes. I don't know what they were.

Mr. LENZNER. Do you recall—was there anything besides manila envelopes in the box after the stocks were taken out?

Ms. MONCOURT. No.

Mr. LENZNER. Was anybody else present during this?

Ms. MONCOURT. Just Mr. Rebozo and myself.

Mr. LENZNER. And do you know what occasioned the taking of the stocks out of the box? Do you know why Mr. Rebozo wanted to do that at that time?

MS. MONCOURT. Yes; we were—he was planning on selling some of the stocks and I had to go back to the stock history to see if, you know, if we were going to lose or gain; when the stock was bought and what price we had paid for it and what the current price was.

MR. LENZNER. Well, did you not have a book or record of that information?

MS. MONCOURT. Yes.

MR. LENZNER. What was the purpose of going into the stocks themselves?

MS. MONCOURT. Well, he wanted to decide, to see how many shares of stock he was going to sell, you know.

MR. LENZNER. Well, did you not have a record elsewhere of how many shares he held?

MS. MONCOURT. Yes; I had a file on Basch & Walston and I keep a record when we buy a stock, the price we pay for it, whether we bought it on a margin or whether we paid in full for it, and sometimes, when we sell a stock, we have to decide whether it is beneficial to us; to decide the best way of selling it.

MR. LENZNER. I understand that, Ms. Moncourt, and I don't want to belabor this, but what was the purpose of then going into the box to look at the stock, if you already had that information in the files?

MS. MONCOURT. Because he was trying to make up his mind which ones he was going to sell. And, since we were buying and selling quite often, if we paid cash for a stock, we may or not have received the certificates yet. So, we wanted to see which ones we actually had on hand.

MR. LENZNER. Well, do you keep a record when the stocks come in or when you received them?

MS. MONCOURT. I do now, I didn't do so then.

MR. LENZNER. Off the record.

[Discussion off the record.]

MR. LENZNER. Back on the record. Ms. Moncourt, on this stock business—and perhaps you may have answered this—but was this in 1971, that you went in with Mr. Rebozo and looked at the stocks?

MS. MONCOURT. No; I don't actually recall it. It may have been 1972 or the early part of 1973. I can't actually remember the date.

MR. LENZNER. Did you date the list when you made the list out, did you put a date on it?

MS. MONCOURT. No; I just listed the stock certificate numbers and the amount of shares.

MR. LENZNER. Did Mr. Rebozo sell any shares immediately after that?

MS. MONCOURT. Well, they were in and out so—

MR. LENZNER. My question was; I understood you to say that the purpose of going in the box was to sell some stock?

MS. MONCOURT. Yes.

MR. LENZNER. Now, did Mr. Rebozo, after this incident, sell some stock?

MS. MONCOURT. I think so; yes. That was the purpose.

MR. LENZNER. Excuse me?

MS. MONCOURT. That was the purpose.

MR. LENZNER. Do you recall approximately how much he sold?

Ms. MONCOURT. No; I don't. I really don't recall, because we go through this—because we buy stocks maybe every 3 months, or every 6 months. It keeps going on all of the time, so I don't remember specifically.

Mr. LENZNER. Do you recall what company the shares were that he sold?

Ms. MONCOURT. Well, we were holding some throughout the year. We held some Pan American stock, United Airlines, National Airlines.

Mr. LENZNER. Do you recall specifically? I don't just want to know Mr. Rebozo's folio. I want to know if you recall specifically what stock he sold after you went into the box?

Ms. MONCOURT. Not specifically; no.

Mr. LENZNER. Do you have any idea or recollection as to what transaction he may have needed the proceeds of the sales of the shares?

Ms. MONCOURT. I don't recall; no.

Mr. LENZNER. And you think now it could have been late 1972 or early 1973?

Ms. MONCOURT. Could be; yes.

Mr. LENZNER. Do you have any way to refresh your recollection as to exactly when you went in with Mr. Rebozo to look at the shares?

Ms. MONCOURT. Possibly, I could reconstruct it from the Basch & Walston statements.

Mr. LENZNER. That would indicate then that you had some transactions with Basch and Co. immediately after or shortly after?

Ms. MONCOURT. Right.

Mr. LENZNER. Is that correct? Do you recall which transactions from Basch you might have had at that time?

Ms. MONCOURT. As I said, Mr. Lenzner, we were in and out and we have transactions throughout the year.

Mr. LENZNER. Do you know if you signed in for the safe-deposit box on the card?

Ms. MONCOURT. No, sir, I did not sign in for the safe-deposit box.

Mr. LENZNER. Do you know if Mr. Rebozo did on that occasion?

Ms. MONCOURT. I do not recall whether he did or not.

Mr. ARMSTRONG. Do you recall any transactions in April of 1971, where Mr. Rebozo deposited \$50,000 cashier's check to his account?

Ms. MONCOURT. That was—yes; that was a loan from the Key Biscayne Bank.

Mr. ARMSTRONG. That would have been the proceeds of the loan from the bank?

Ms. MONCOURT. Yes.

Mr. ARMSTRONG. OK, this was in fact April 15, which would be tax day to help you place it.

Ms. MONCOURT. Possibly, yes.

Mr. ARMSTRONG. Do you recall any other purpose you might have received that \$50,000 cashiers' check from or what that would be the proceeds from, other than that?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Do you know if Mr. Rebozo has any foreign bank accounts?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Do you know if he has any safe-deposit boxes or any foreign safe-deposit boxes?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Does he have any interest in any nondomestic corporations, any foreign corporations?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. And does he have any interest or bank accounts or assets that have not been disclosed to the Internal Revenue Service?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Now, on his travel records and other records, such as phone billings, how long do you maintain these records?

Ms. MONCOURT. The retention period is 3 years, I think.

Mr. ARMSTRONG. Do you destroy records?

Ms. MONCOURT. Every year, I throw away 1 year.

Mr. ARMSTRONG. So you would have destroyed by now the 1971 records?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And when would you have destroyed those?

Ms. MONCOURT. At the beginning of this year.

Mr. ARMSTRONG. At the beginning of 1974?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. You would have destroyed the 1971 records? Now, were any records retained because they were under subpena at that time?

Ms. MONCOURT. Evidently those under subpena, you have.

Mr. ARMSTRONG. I am including Mr. Rebozo's travel records and so forth, the receipts.

Ms. MONCOURT. I gave you everything that I had.

Mr. ARMSTRONG. Well, what records were destroyed for 1971?

Ms. MONCOURT. We destroyed telephone bills and bills—you know, like Florida Power & Light bills and the sort of thing that you don't have to keep.

Mr. ARMSTRONG. But, the 1972 bills are intact?

Ms. MONCOURT. The 1972 bills are still intact.

Mr. LENZNER. Did you receive any instructions with regard to the destruction of the 1971 records?

Ms. MONCOURT. No, sir.

Mr. LENZNER. How did you know which records you could destroy and which ones you couldn't destroy?

Ms. MONCOURT. Well, by the law of retention. Some of course, we don't have to keep more than 3 years, you know, you would need fantastic storage, if you had to keep everything.

Mr. LENZNER. Did you destroy any correspondence?

Ms. MONCOURT. No, sir.

Mr. LENZNER. Did you destroy any receipts?

Ms. MONCOURT. No, sir.

Mr. LENZNER. And did you destroy any travel records, any airline tickets?

Ms. MONCOURT. No, sir; I didn't destroy anything.

Mr. LENZNER. I thought you said that you did destroy, that you did throw away some records?

Ms. MONCOURT. Yes; some records, you just don't need to keep because, you know, you would need too many files to keep.

Mr. LENZNER. Did you show the records to anybody before you threw them away?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Let me make sure I understand. On the phone records, for example—

Mr. GREER. Gentlemen, I really would request that one interrogator pursue one line of questioning. I think it is very difficult for the witness to bounce back and forth between individual interrogators, and I think it is not fair and would object to the procedure.

Senator ERVIN. I would hope that each interrogator would exhaust their questions before another one takes over.

Mr. LENZNER. We try to do that as much as possible, Senator, except when we come up with an answer that we didn't expect.

Mr. ARMSTRONG. I will try to be exhaustive. Regarding the destruction of records and let us take, as an example, phone bills, did you have anyone, if those records were under subpoena, see if they could be destroyed?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. So, you just destroyed what you would normally destroy?

Ms. MONCOURT. It was automatic.

Mr. ARMSTRONG. So, it would not be normal to destroy Mr. Rebozo's personal receipts, anyway?

Ms. MONCOURT. I beg your pardon?

Mr. ARMSTRONG. It would not be normal to destroy his travel receipts, anyway.

Ms. MONCOURT. What do you mean?

Mr. ARMSTRONG. In other words, you would not normally destroy them?

Ms. MONCOURT. I would?

Mr. ARMSTRONG. That is the question. Is there some reason that you didn't destroy those too?

Ms. MONCOURT. Because I didn't get around to it. That is why.

Mr. ARMSTRONG. Did you destroy phone records from all of the different phones—he retains his home phones?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. The bank phones?

Ms. MONCOURT. No; the bank does that themselves. It is automatic.

Mr. ARMSTRONG. Now, does the bank have an auditor named Jack Brown?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. Is that someone who is on the bank payroll?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And can you tell me where his office is located?

Ms. MONCOURT. In the Key Biscayne Bank.

Mr. ARMSTRONG. It is in the bank?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. Is he a full-time employee of the bank?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And to your knowledge, has he ever removed or changed locks on safe-deposit boxes?

Ms. MONCOURT. No, sir. He has nothing to do with that. He is not an officer of the bank. He is an auditor.

Mr. ARMSTRONG. Are you aware of who does change the locks on safe-deposit boxes?

Ms. MONCOURT. Mr. Diebold.

Mr. ARMSTRONG. And do you pay bills to Diebold on behalf—

Ms. MONCOURT. Not personally, the bank would.

Mr. ARMSTRONG. I take it you don't handle those bills yourself?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Have you ever paid any extra fees to Mr. Brown for any services, other than his normal auditing services?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. OK. Now, in the Fishers Island, we discussed in the interview we had in Key Biscayne the Fishers Island stock transaction, when the President redeemed his stock from the Fishers Island Corp. You mentioned the money which was used to redeem the President's stock had come from an option to buy property, which had been forfeited? Is that correct?

Ms. MONCOURT. That is correct.

Mr. ARMSTRONG. And did that money come from Con Dev Corp.?

Ms. MONCOURT. I think it was Con Dev. I don't recall exactly.

Mr. ARMSTRONG. Are you familiar with who the principals are in Con Dev?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Do you know if Mr. William Rebozo is in any way involved with the Con Dev Corp.?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Do you know if Mr. Charles G. Rebozo has any business or financial transactions with Mr. William Rebozo?

Ms. MONCOURT. No, sir; not to my knowledge.

Mr. ARMSTRONG. Are you aware of any that William Rebozo does have with Fishers Island?

Ms. MONCOURT. He does with Fishers Island.

Mr. ARMSTRONG. Did you tell us what those are?

Ms. MONCOURT. I beg your pardon?

Mr. ARMSTRONG. Can you tell us what those transactions would be?

Ms. MONCOURT. Well, there is a corporation, which was formed for the development of Fishers Island.

Mr. ARMSTRONG. And what is that corporation?

Ms. MONCOURT. It is called Fishers Island Development, FID.

Mr. ARMSTRONG. And is Mr. William Rebozo—now, does he hold an interest in that or is he an officer?

Ms. MONCOURT. I do not know.

Mr. ARMSTRONG. Is he paid by them?

Ms. MONCOURT. I do not know.

Mr. ARMSTRONG. Well, what is Mr. Rebozo's interest in Fishers Island Development Corp.?

Ms. MONCOURT. I just don't know. I really don't know.

Mr. ARMSTRONG. I am sorry?

Mr. GREER. She said she didn't know.

Ms. MONCOURT. I don't know.

Mr. ARMSTRONG. I thought my original question was, what interest, if any, he had to do with Fishers Island? And I thought that part of the answer had something to do with Fishers Island Development Corp. I must have misunderstood a prior question.

Mr. GREER. Well, you are asking them so fast you are running them right together. I would request that you give the witness time.

Mr. ARMSTRONG. I will ask them again, then.

Mr. GREER. If you will start back and go slowly and give the witness a chance to think, rather than running your questions together, we might get a more coherent sequence of responses.

Mr. ARMSTRONG. Does Mr. William Rebozo have any interest in the Fishers Island Corp.?

Ms. MONCOURT. In the Fishers Island Corp.? Not to my knowledge.

Mr. ARMSTRONG. OK. Has Mr. William Rebozo—does he have any interest or has he ever received any compensation from any corporation that Mr. Charles Rebozo has an interest in?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Has he ever received any gifts from Mr. Charles Rebozo?

Ms. MONCOURT. No.

Mr. ARMSTRONG. Has Mr. William Rebozo ever received any gifts from Charles Rebozo?

Ms. MONCOURT. No, sir.

Mr. GREER. By Charles you are referring to C. G.?

Senator ERVIN. Do you mean that, "no," he has not, or do you mean that you don't know?

Ms. MONCOURT. I don't know.

Senator ERVIN. I just wanted to clarify that for the record.

Mr. GREER. Thank you, Senator.

Mr. ARMSTRONG. Has he received any large quantities of cash that you are aware of?

Ms. MONCOURT. Not to my knowledge; no, sir.

Mr. ARMSTRONG. Can I ask what your rate of compensation is from the Key Biscayne Bank & Trust Co. presently?

Ms. MONCOURT. You mean what I earn?

Mr. ARMSTRONG. Yes, ma'am.

Ms. MONCOURT. Isn't that somewhat private?

Mr. ARMSTRONG. I would like an answer to the question.

Senator ERVIN. Well, how is that material?

Mr. GREER. I would object to that.

Senator ERVIN. I mean how is it—

Mr. ARMSTRONG. Senator, we are inquiring into—

Senator ERVIN. I think you can ask it, if it is material. How is it material?

Mr. ARMSTRONG. Let me ask it a different way. Has there been any increase in your rate of compensation within the last 18 months, from either the Key Biscayne Bank & Trust Co. or the Monroe or any other?

Ms. MONCOURT. I get wage raises when everyone else does.

Mr. ARMSTRONG. Can you tell us the percentages of those wage raises or the amount of raises?

Mr. GREER. I would object. I think you can ask her if she has received any unusual compensation or anything out of the ordinary.

Senator ERVIN. I tend to agree with counsel. I don't think it is material on whether she gets \$100 a day or whether she gets \$200 a day or if she gets \$1,000 a month.

Ms. MONCOURT. Well, I have not received anything unusual.

Senator ERVIN. I think if she got something unusual, that might throw some light on it.

Mr. ARMSTRONG. You have not received any unusual increases?

Ms. MONCOURT. Nothing that nobody else doesn't get.

Mr. ARMSTRONG. Can you tell us if anyone, other than yourself, is presently paying your legal fees?

Mr. GREER. I would object to that question strenuously. I don't think it has any bearing on this proceeding and I think it is confidential between a client and attorney as to how the fees are paid.

Mr. ARMSTRONG. Senator, can we have a conference? We have done a little research on this question.

Senator ERVIN. OK.

Mr. ARMSTRONG. Off the record.

[Discussion off the record.]

Mr. GREER. Senator, I want this discussion on the record.

Senator ERVIN. OK. I don't know what her answer will be. If Mr. Rebozo is taking care of counsel's fees, I think that is relevant to show, as we say, in North Carolina, to show the relationship of the witness to the party of the cause. For whatever it is worth, I think she ought to frankly state that. If somebody else is paying her counsel fees.

Mr. GREER. Well, at least under the law of Florida, that is a totally privileged subject.

Senator ERVIN. Well, if it is a conversation between her and her lawyer, that would be privileged, but a conversation between some third party that tells her that he will pay the lawyer's fees, would not be privileged, as I see it.

Mr. LENZNER. That is correct.

Mr. ARMSTRONG. Can I restate the question, Senator?

Senator ERVIN. Yes.

Mr. ARMSTRONG. Can you tell us if Mr. Charles G. Rebozo is paying your legal fees?

Ms. MONCOURT. I am not—I haven't done anything. I am not under questioning.

Mr. GREER. If you can answer that last question, go ahead.

Ms. MONCOURT. If, he would be.

Mr. ARMSTRONG. He is paying your legal fees?

Ms. MONCOURT. Yes, sir.

Mr. ARMSTRONG. And can you tell us what discussions you have had with him on that subject?

Ms. MONCOURT. None whatsoever.

Mr. ARMSTRONG. And so you did not learn that from him, from Mr. Rebozo?

Ms. MONCOURT. No.

Mr. GREER. And for the record, I would like to have it noted that this witness is here only in her capacity as an employee of Mr. Rebozo and of the bank.

Mr. ARMSTRONG. Are you aware of whether or not Mr. Rebozo is paying the legal fees of any other individual?

Ms. MONCOURT. No, sir.

Mr. ARMSTRONG. Off the record.

[Discussion off the record.]

Mr. LENZNER. Back on the record. I just have one or two other questions. How did you learn for the first time that Mr. Rebozo was going to pay your legal fees?

Ms. MONCOURT. I didn't learn anything. I just assumed he would, because I'm not under question. I mean, why should I hire a lawyer?

Mr. LENZNER. I understand that, ma'am. Well, let me ask you this. How is it that you came in contact with your present counsel?

Ms. MONCOURT. When I was first subpoenaed, I mean, not subpoenaed, but interrogated.

Mr. GREER. For the record, we will make it very clear that our firm has been working with Mr. Rebozo's and the bank's throughout this matter. I think that should clear up any questions and terminate this line of questioning. I think it is entirely improper.

Mr. LENZNER. Can we also stipulate that you and your firm represent each and every bank employee that the committee has sought to question?

Mr. GREER. I think we can so stipulate.

Mr. LENZNER. Anything else. If we can turn now, very quickly—

Mr. ARMSTRONG. Including former employees?

Mr. GREER. I can't stipulate as to that, because I understand that you gentlemen have been all over the State of South Florida, knocking on people's doors at all hours of the night, employing highly unusual tactics. You have staked out banks and other people's residences and I don't know who you attempted to interview, so I can stipulate that we have represented every person that you have attempted to contact.

Mr. LENZNER. That is a totally inaccurate statement. I want to state for the record, I find it irresponsible for any lawyer to make a misrepresentation on the record like that.

Mr. GREER. Mr. Lenzner, just a second. Would you like actual, physical proof—

Senator ERVIN. I believe I will strike all of this, both his statement and yours, too. I don't think yours is relevant, Mr. Lenzner, or yours either, because it is either hearsay or else you have been missing an awful lot of sleep.

Mr. LENZNER. I think we could spend some time, since you are present, resolving some of the remaining questions on documentation that the committee has asked for, that I understand that Mr. Dash himself has recently requested and which has not been made available.

Mr. GREER. Senator, we have requested that Mr. Dash be here.

Senator ERVIN. Yes; I would suggest that, because I don't know just what the agreement was.

Mr. ARMSTRONG. I believe Mr. Greer was present when Mr. Dash designated Mr. Lenzner to finish the discussion.

Mr. LENZNER. That is correct.

Mr. ARMSTRONG. Is that not correct?

Mr. GREER. All agreements have been made only with Mr. Dash. And the agreements we have made are on the record. I suggest that we get Mr. Dash present for this, now. I would respectfully request of the Senator for Mr. Dash to be present. I feel that the staff is attempting to go behind Mr. Dash's back and get records other than what Mr. Dash and we have agreed to and I am not prepared to discuss it.

Senator ERVIN. I certainly don't know what the agreement was, because I wasn't present and I haven't been furnished any written

copies about that matter, and I would suggest to get Mr. Dash in to see if you can iron it out. Meanwhile, I'd better go over there and vote. And if you have any disagreement about what the agreement was, after having Mr. Dash here, let me know and I will come back and try to iron it out.

Mr. GREER. Thank you, Senator.

[Recess.]

Mr. ARMSTRONG. Put this on the record.

Mr. GREER. I want to state that I will not have anything to do with Mr. Armstrong or Mr. Bellino. I am extremely upset at the powerplay Mr. Bellino and Mr. Armstrong, and Mr. Lenzner attempted to pull in reference to the production of documents. It is entirely outside of the agreement we had with Mr. Dash. I think it is reprehensible and totally and entirely unprofessional.

Mr. LENZNER. Let me say for the record, that at the break for lunch, Mr. Dash indicated to Mr. Greer he was designating me to continue the negotiations with regard to the further compliance with previously furnished subpoenas and pursuant to our prior discussions with Mr. Frates, when Mr. Rebozo was up here a week ago, and it was clearly our understanding, and it was clearly Mr. Dash's agreement and understanding, that there was no disagreement at that time, that we were going to continue to discuss, this afternoon the items that Mr. Greer had previously been advised on pursuant to phone calls of last week and which records have not been produced today.

The purpose of this session at this time is to indicate from the executive session transcript of Mr. Rebozo the specific items that we are seeking, in addition to the ones that have been furnished to date.

Mr. GREER. To make the record clear, that is not what I was referring to. I was referring to the transactions during the interrogation of Ms. Moncourt, where you gentlemen sought to have the gentleman rule, that is Senator Ervin, on the total outstanding subpoenas, which agreement had been prior reached as to those items that would be produced and what additional information the committee would give to us to assist us in producing additional items. That is exactly what I am objecting to.

Mr. LENZNER. Well, the record will speak for itself on that.

Mr. GREER. And I find you gentlemen entirely and totally reprehensible in this proceeding.

Now, let me say that certain documents have already been produced to Mr. Dash, for which I have had a receipt, consisting of apparently a good portion of what was asked of me last Thursday. The remaining documents, I either didn't have time to get or it is not clear to me what is being asked for.

Now, I would ask you gentlemen to show me, on the record, what the agreement was as to production of documents and I will make every attempt to get those items.

Mr. LENZNER. We are referring to page 323 of the executive session of March 21, 1974.

Mr. GREER. Do you have a copy of the transcript, so I may read it?

Mr. LENZNER. Mr. Greer, I will give it to you in a second, if you will just bear with me. I want to make sure there are no misstatements again on the record from this.

The question was—and this is on page 325—we were asking about the Florida, Nixon-for-President committee account and Mr. Frates

said: "Mr. Armstrong, I disagree with you. If we have not"—meaning if we have not produced those—"they will be available. I think I have a clear recollection of your having them, but we will make them available."

Now, would you look at those, Mr. Greer, so there will be no misunderstanding of those kinds of issues.

Mr. GREER. Apparently, Mr. Lenzner is reading from lines 22 through 25 of page 324, and then he jumps to page 325, where there is a lot of intervening discussion. Excuse me while I read the entire proceeding. [Pause.] All right, gentlemen, I understand what you want on Nixon-for-President records. What is the next one?

Mr. LENZNER. Well, is there any question about compliance with that request, in view of Mr. Frates' commitment?

Mr. GREER. The record speaks for itself and I will discuss the matter with Frates and let you know his answer. What is the next item?

Mr. LENZNER. What you are saying now for the record is that—

Mr. GREER. What I am saying for the record is just what I have said.

Mr. LENZNER. Can I finish?

Mr. GREER. No, I will not have my statement characterized. Now, what is the next item?

Mr. LENZNER. I want it clear for the record at this time, you are not saying that you will supply us with those records; the Florida Nixon-for-President account?

Mr. GREER. I am saying, the record speaks for itself. I wasn't here. I will discuss the matter with Mr. Frates. Now, what is the next item?

Mr. LENZNER. If you will turn to page 336, there is a discussion with regard to CCC, with regard to \$74,500 and on page 337—and we will give you adequate time to digest that material first. [Pause.] This is the same transcript of March 21, 1974.

Mr. GREER. All right. I understand what you are seeking on the \$74,500.

Mr. LENZNER. And I think—isn't there a reference also there to a sale of a shopping center?

Mr. GREER. No, there is a reference to \$74,500 received from CCC and the response thereto, which is on the record.

Mr. ARMSTRONG. We were—

Mr. LENZNER. Let me see the transcript for a moment.

Mr. GREER. What is the next item?

Mr. LENZNER. Page 339—and am I correct, and if not, I would like to clarify it for the record—but, did Mr. Dash, when he talked to you last week, not discuss each of these items on the telephone?

Mr. GREER. For the record, Mr. Dash gave me a general idea of what he was after. He gave us page citations to a record which we did not have in front of us. The matter was discussed late Thursday evening. I was out of town—no actually, in town, but heavily involved in another matter on Thursday, Friday, and Saturday and Sunday.

Mr. LENZNER. The question was very simple. Did Mr. Dash specifically request the items we are now reviewing?

Mr. GREER. Not with specificity.

Mr. LENZNER. On page 339 there is a reference made to interest payments made to Senator Smathers.

Mr. GREER. Gentlemen, I don't understand what you are seeking in this one.

Mr. LENZNER. The details and documents of the interest payment to Senator Smathers of \$13,875 and how payment was made.

Mr. BELLINO. Source of the payment.

Mr. GREER. What is the next item?

Mr. ARMSTRONG. Page 340.

Mr. GREER. Terry, I will not discuss this with Mr. Armstrong or Mr. Bellino. I will discuss it with you. That was the agreement with Sam. Now sit down.

Mr. LENZNER. Wait a minute. I don't mind you requesting anything, but don't start giving orders around here.

Mr. GREER. What is the next item?

Mr. LENZNER. Just don't tell me to sit down.

Mr. GREER. What is the next item?

Mr. LENZNER. Just wait a second.

Mr. GREER. Would you note that Mr. Lenzner left the meeting at 3:29 and is back.

Mr. ARMSTRONG. And is back at 3:30.

Mr. SCHULTZ. I would like to make a statement on the record here. This morning, in the interview of Ms. Moncourt, the question was addressed to Senator Baker, whether or not the executive session testimony concerning these documents would be made available to Mr. Greer, and I think that Senator Baker said that he felt the committee would be most receptive to this request. I would suggest we terminate this at this time. I think it is patently unfair to have counsel go through page by page and try to pick out of context the items that the committee is seeking. Let's wait until he gets that and let them have the transcript and then they can sit down and go over that.

Mr. LENZNER. I would suggest to you, Mr. Schultz, that would unduly delay our request for compliance with previously issued subpoenas and with the understanding Mr. Frates had with Mr. Dash. So if you don't mind, you may leave if you like, but I would like to continue this.

Mr. SCHULTZ. If he wants to make some notes on what you are requesting, that is fine, but I think it is a waste of time.

Mr. GREER. I agree with you completely, but in a spirit of cooperation, which this portion of the staff has not reciprocated, I will go through these items one at a time. What is the next item?

Mr. LENZNER. The next item is on page 340, complete records on unsecured loans for 1969.

Mr. GREER. All right, gentlemen, where is the agreement referred to in the record for production? There are statements by Mr. Rebozo that he has the documents, but I see no agreement that he would produce them.

Mr. LENZNER. And at the bottom of page 340, Mr. Rebozo said:

Well, I am investing all the time; if you want to continue the same procedure, we will do it, and I don't commingle any funds of any kind.

And then on page 341: "But I have copies of all those notes and names of all of them and it goes way, way back."

Mr. GREER. May I see that again?

Mr. LENZNER. Yes; just one second. Now, in addition the understanding with Mr. Frates—and Mr. Greer was not present for this session—was that Mr. Rebozo was going to go through a series of documents and attempt to clarify and clear up questions he had in

his mind on his analysis of the documents that had been given to him, and in that way attempt to focus specific questions that Mr. Rebozo could answer and, if he could not answer, he would then, according to our understanding with Mr. Frates, furnish specific documents that lay behind the transactions that were being inquired into.

Mr. GREER. May I see the page again?

Mr. LENZNER. I just want to see if there are any additional statements by anybody that was there at the time that would also help you, Mr. Greer.

If you will look at page 345, which is again a continuation of Mr. Rebozo's inquiry, Mr. Dash making a general declaratory statement: "For these purposes, we're noting things that we're going to get additional records to show." In any event, here is the transcript.

Mr. GREER. Taken in context, this entire matter is not an agreement to produce the items. First, the question is asked by Mr. Bellino:

On your financial statements, you include always an item, notes payable to others; unsecured. From 69 on, they range from \$108,350 to \$171,215. What's the source of that information? Do you have some records?

And then Mr. Rebozo answers.

Mr. LENZNER. I have no objection if you want to make this page a part of the record so that we don't repeat it all, I have no objection. We will simply furnish a Xerox copy to the reporter later.

Mr. GREER. Yes. As I said, Mr. Bellino asked: "What is the source of that information? Do you have some records?" And Mr. Rebozo replies that yes, he has records. And then he goes on and states: "Now, when I sold the business, I contacted them all—meaning the investors—I wanted to pay it off, and every one of them asked me if I could invest it in something else for them. I said, 'Well, I'm investing all the time; if you want to continue the same procedure, we'll do it and I don't commingle any funds of any kind.'"

So he is talking clearly about the investors there. Now, at this point, I do not construe that as an agreement, however, I will check and find out if Mr. Rebozo is willing to produce these documents.

Mr. LENZNER. Page 345, the details of the \$100,000 loan from Key Biscayne Bank.

Mr. GREER. That was provided today.

Mr. LENZNER. Well, the question I believe in the transcript was about the proceeds of the loan.

Mr. GREER. The records as to the proceeds, where they went and how they were paid back, were provided today.

Mr. LENZNER. Well, we will review that. I don't accept that statement as being accurate, but we will review that.

Mr. GREER. What is the next item?

Mr. LENZNER. The next item, Mr. Greer, is Greater Miami—Greater Savings and Loan, which refers back to page 316 and has not been provided as yet.

Mr. GREER. No; it hasn't.

Mr. LENZNER. We are in agreement on that. I think we have some discussion, and I believe it is in the record, and we are trying to find the specific page number, but we had some discussion that the certificates of deposit, that previously were shown to Mr. Schultz and Mr. Thompson, but have not been shown to other members of the

staff, that Mr. Frates had indicated no objection to also furnishing us copies of those.

Mr. GREER. Presidential certificates of deposit?

Mr. LENZNER. Yes.

Mr. GREER. That wasn't discussed with me by Mr. Dash.

Mr. LENZNER. All right, I don't believe it was discussed by you with Mr. Dash.

Mr. GREER. But I would like the page reference.

Mr. LENZNER. Yes; but in addition I think there has been testimony today with regard to a correspondence file relating to James Golden and I would make a request for that. Then turn to pages 309 and 331—

Mr. GREER. Well, let's get things that are already agreed to before you get into new items.

Mr. LENZNER. But I want to make sure you make a note of that. Turn to pages 309 and 331, which refer to certain documents and records which were used to prepare the financial statements of Mr. Rebozo. And I don't believe, for the record, that Mr. Dash has made a specific request for those prior to this time. I'm not sure about that.

Mr. GREER. Anything of that nature, I request Mr. Dash call me and I will discuss those with him.

Mr. LENZNER. Scott, anything else?

Mr. ARMSTRONG. Telephone records.

Mr. LENZNER. Did you also say, Mr. Greer, that the First National Bank had been provided or had not been provided.

Mr. GREER. We weren't asked. Oh, you mean the First National Bank of Miami. First National Bank of Miami Springs has been provided. You've got to identify which First National you are talking about. We have umpteen thousands of them in Florida.

Mr. LENZNER. Now, the only other item that remains outstanding—well, I won't say the only other item, but one other item is the telephone records.

Mr. GREER. There was agreement prior to this that we will be given specific lists of lists of numbers, reducing the prior request to a manageable amount. As soon as we will get that, we will look into it.

Mr. ARMSTRONG. I believe we indicated we would provide the numbers. I don't think we said that we would provide them in the form of a list.

Mr. GREER. I suggest you talk to Mr. Dash about that. He and I have discussed it and he has reiterated the prior agreement of his understanding and mine. I think he can give you guidance on that. Gentlemen, if there are no other items—

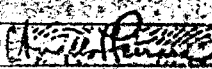
Mr. LENZNER. I want to get the page record on those C. D.'s. The discussion on that was on page 327, but it starts on pages 326, 327, and 328. And, I think to shorten it a bit, if you look on page 327, Mr. Greer, Mr. Frates says: "This is a matter that has been discussed fully in the newspapers and if you don't have them, we certainly will give you them."

Mr. GREER. OK. As to the correspondence and any other documents and the telephone, which have been discussed, I suggest you discuss it with Mr. Dash and let him contact me.

Mr. LENZNER. That closes the record for today.

[Whereupon, at 3:20 p.m., the committee was recessed, subject to the call of the Chair.]

MONCOURT EXHIBIT No. 1

PRECISION VALVE CORPORATION VALVE DIVISION 100 FORT LEE RD., LEE, N.Y. 12540		DATE 01/17/74		AMOUNT PAID 11/17/77		AMOUNT \$225,000.00	
EXACTLY \$225000 AND 00 CTS							
PAY TO THE ORDER OF Florida National Bank Miami Florida Credit account Key Biscayne Bank Key Biscayne Florida Charles G. Schone							
AUTHORIZED SIGNATURE 							
045189 00213-0930 01-00060-801 0022500000							

FOR CREDIT TEL. 727 Del. Road
 Florida National Bank - Miami, Fla.
 Co. 4/0 Key Biscayne Bank
 Key Biscayne Florida
 FOR CR TO A/C CHARLES G. SCHONE
 PRECISION VALVE CORPORATION
 100 FORT LEE RD.
 LEE, N.Y. 12540

WEDNESDAY, APRIL 10, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 4:30 p.m., in room G-334, Dirksen Senate Office Building, Senator Sam Ervin, Jr., chairman.

Present: Senators Ervin and Weicker.

Also present: Terry Lenzner, assistant chief counsel; Scott Armstrong, investigator; Richard L. Schultz, assistant minority counsel; Emily Sheketoff, research assistant.

Senator ERVIN. Fred, maybe we had better both stand up. Do you swear that the evidence that you shall give to the Senate Select Committee on Presidential Campaign Activities will be the truth, the whole truth and nothing but the truth, so help you God?

Mr. BUZHARDT. I do.

Mr. LENZNER. Thank you Senator.

TESTIMONY OF J. FREDERICK BUZHARDT

Mr. BUZHARDT. I would like to say that I would like to request under rule 30 a copy of the transcript.

Senator ERVIN. We sort of allow folks to correct the transcript, but we do not give custody of it to them.

Mr. BUZHARDT. I thought that under rule 30 it said that a transcript will be provided to the witness at his request at the committee's expense.

Mr. LENZNER. If the committee so votes, but it is at the discretion of the committee, I think, Mr. Chairman.

Senator ERVIN. Yes.

Mr. LENZNER. Mr. Buzhardt, when did you first join the White House staff?

Mr. BUZHARDT. I was detailed to work at the White House in May of 1973.

Mr. LENZNER. Do you remember what specific date?

Mr. BUZHARDT. I think about May the 11th.

Mr. LENZNER. What was your title then, sir?

Mr. BUZHARDT. Special counsel. I was also general counsel for the Department of Defense.

Mr. LENZNER. Who requested you to be detailed there?

Mr. BUZHARDT. The President.

Mr. LENZNER. As part of those duties did there come a time when you learned of a transmittal of \$100,000 to Mr. C. G. Rebozo?

Mr. BUZHARDT. Not as a part of those duties, I think. I do not recall where I first heard of it, whether it was in the newspaper or where I had heard it.

Mr. LENZNER. Do you have any recollection of any individual speaking to you with regard to the \$100,000 contribution from Hughes?

Mr. BUZHARDT. I do not know where I first heard it.

Mr. LENZNER. Do you have recollection of discussions after you did learn of it with other individuals at the White House?

Mr. BUZHARDT. Vaguely, yes.

Mr. LENZNER. Do you recall when they started, when those discussions began?

Mr. BUZHARDT. No, I do not.

Mr. LENZNER. You have no recollection at all?

Mr. BUZHARDT. No, not as to the time, no.

Mr. LENZNER. Did you learn of the Hughes transmittal of funds to Mr. Rebozo prior to the time that you were detailed to the White House staff?

Mr. BUZHARDT. No.

Mr. LENZNER. Do you recall any discussions with any specific individuals at the White House with regard to the contribution?

Mr. BUZHARDT. Do you mean who the individuals were?

Mr. LENZNER. Yes.

Mr. BUZHARDT. Yes.

Mr. LENZNER. Could you describe first of all who they were?

Mr. BUZHARDT. Mr. Garment.

Mr. LENZNER. Anybody else?

Mr. BUZHARDT. I do not recall anyone else. There may have been.

Mr. LENZNER. When did you speak with Mr. Garment, approximately?

Mr. BUZHARDT. I do not recall when it was.

Mr. LENZNER. Can you tell us what the substance of the conversation was with Mr. Garment?

Mr. BUZHARDT. No, I cannot.

Mr. LENZNER. Do you maintain a log or diary of any kind that reflects meetings or discussions that you have had?

Mr. BUZHARDT. No, I do not.

Mr. LENZNER. Do you maintain any telephone records that would reflect telephonic communications?

Mr. BUZHARDT. No, I do not.

Mr. LENZNER. Did you have more than one discussion with Mr. Garment, to your recollection?

Mr. BUZHARDT. I may have.

Mr. LENZNER. And you recall none of the substance or subject matter of those discussions?

Mr. BUZHARDT. Yes, I recall those discussions, but I recall generally the subject of the discussions. But they were as co-counsel and within the attorney-client privilege, I think. I believe that they are.

Mr. LENZNER. Representing whom, sir?

Mr. BUZHARDT. Representing the President.

Mr. LENZNER. Are you saying now Mr. Garment, representing the President, spoke to you, representing the President, as co-counsels with regard to the Hughes-Rebozo contribution?

Mr. BUZHARDT. We both function as counsel. I do not recall whether—we both function as counsel, and all of our discussions were within that relationship.

Mr. LENZNER. But are you saying now? I thought you said before that your discussions with regard to the Hughes-Rebozo contributions were not as a part of your duties as White House counsel. Do you want to correct that or do I have a misunderstanding?

Mr. BUZHARDT. I think you misunderstood what I said. I said I did not know if I first learned of them in my function as counsel. I do not—I may have first learned in the newspaper. I do not know where I first heard of them.

Mr. LENZNER. Was Mr. Garment seeking any advice or counsel from you with regard to the discussion you had with him?

Mr. BUZHARDT. That is my recollection, yes.

Mr. LENZNER. For the President?

Mr. BUZHARDT. I really do not know whether he was seeking it for the President or seeking it with reference to himself and what he should advise.

Mr. LENZNER. Advise the President?

Mr. BUZHARDT. Yes. I do not recall for what purpose he was seeking the advice.

Mr. LENZNER. If you do not recall for what purpose he was seeking the advice, Mr. Chairman, I would suggest that the witness' answer indicates that he was not seeking advice on behalf of the President.

Senator ERVIN. It would indicate that to me, also, unless he was a lawyer for Mr. Garment and the attorney-client relationship existed between Mr. Garment and him.

Mr. LENZNER. Was Mr. Garment your client for the purpose of this discussion?

Mr. BUZHARDT. No. Mr. Garment and I were fellow counsel for the President.

Mr. LENZNER. And you are saying that this discussion was held solely for the purpose of advice and counsel as to the President?

Mr. BUZHARDT. No. Mr. Garment sought my advice and he did not tell me what was the specific purpose of the advice.

Mr. LENZNER. Well, from the nature of the advice, was it clear to you that it was advice being sought on behalf of the President or on behalf of the President's friend, Mr. Rebozo?

Mr. BUZHARDT. It was not on behalf of the President's friend.

Mr. LENZNER. Mr. Rebozo?

Mr. BUZHARDT. No.

Mr. LENZNER. Was he seeking legal advice from you?

Mr. BUZHARDT. Yes.

Mr. LENZNER. And was the legal advice he was seeking with regard to issues or problems that were related to President Nixon?

Mr. BUZHARDT. It could have been.

Mr. LENZNER. But you do not know?

Mr. BUZHARDT. I do not know.

Mr. LENZNER. Now did Mr. Garment and other people talk to you on a variety of issues and matters on a daily basis?

Mr. BUZHARDT. Yes.

Mr. LENZNER. And do they all relate to advice and counsel, legal advice and counsel on behalf of the President?

Mr. BUZHARDT. The overwhelming majority of them, yes.

Mr. LENZNER. But on occasion Mr. Garment and others do speak to you on issues that do not relate to your duties as counsel to the President, is that not correct?

Mr. BUZHARDT. That is quite correct.

Mr. LENZNER. Did you discuss with Mr. Garment last week, his meeting with members of this committee?

Mr. BUZHARDT. The fact that he was coming?

Mr. LENZNER. Yes.

Mr. BUZHARDT. Yes.

Mr. LENZNER. Did you give him any advice or counsel at that time?

Mr. BUZHARDT. No.

Mr. LENZNER. Did he advise you that he was going to discuss with us, discussions that he had with you and other people with regard to the Hughes-Rebozo contribution?

Mr. BUZHARDT. He advised me that he was notified that that was the subject you wished to discuss.

Mr. LENZNER. Did you object to him coming and discussing those issues with us?

Mr. BUZHARDT. [Nods in the negative.] Did I object to him?

Mr. LENZNER. Yes.

Mr. BUZHARDT. No.

Mr. LENZNER. Did you suggest to him or advise him that he should interpose the attorney-client privilege?

Mr. BUZHARDT. No, I did not.

Mr. LENZNER. Did you discuss with him, after the conversation we had with Mr. Garment, the substance of our meeting with him?

Mr. BUZHARDT. I think he mentioned the fact that he came up, but I do not think that I discussed with him what the subject of the discussions were.

Mr. LENZNER. After the discussion, I am talking about now.

Mr. BUZHARDT. No. I do not think—a passing comment at the most that he was here and was questioned about the Rebozo money.

Mr. LENZNER. Did he not advise you that he had told us that he had discussions with you with regard to the Hughes-Rebozo contribution?

Mr. BUZHARDT. I do not recall him saying that. He may have.

Mr. LENZNER. Can you describe for Senator Ervin's benefit, in any more detail, the nature of the advice that Mr. Garment was seeking on this occasion that you say is protected by the attorney-client privilege?

Mr. BUZHARDT. It had to do with whether or not the counsel for the President could provide advice to private persons, legal advice.

Mr. LENZNER. Excuse me.

Mr. BUZHARDT. Legal advice.

Mr. LENZNER. And did he indicate at whose request he was making this inquiry?

Mr. BUZHARDT. No, he did not.

Mr. LENZNER. Was Mr. Rebozo's name mentioned?

Mr. BUZHARDT. Possibly. It probably was.

Mr. LENZNER. Senator, if the question was, "Could White House counsel advise private parties?" as Mr. Buzhardt now says was the nature of the discussion, I do not see how that possibly relates to legal advice or the representation of the President.

Senator ERVIN. I agree with you.

Mr. LENZNER. I would request then that the Chair direct—

Senator ERVIN. Did not Mr. Garment discuss with you the question that the IRS was investigating Rebozo about this gift from the Hughes interests?

Mr. BUZHARDT. He may have at one point. I do not recall ever discussing any IRS investigation with Mr. Garment. I did with someone else, but not with Mr. Garment that I recall.

Senator ERVIN. Well, as a matter of fact, were you not consulted as to how Rebozo should handle this matter with the IRS?

Mr. BUZHARDT. I do not recall it being in the context of IRS at all, Senator.

Senator ERVIN. Well, did they discuss with you the advisability of Rebozo getting the tax authority to look after this situation?

Mr. BUZHARDT. I do not know whether it was a tax lawyer or some other kind of lawyer, Senator. The question that we discussed had to do with what were the limitations on people on the Government payroll.

Senator ERVIN. There is a law against a person on the Government payroll acting as legal adviser to some outsider, is there not?

Mr. BUZHARDT. I do not know if there is a law, but it is not appropriate.

Senator ERVIN. It is practiced.

Mr. BUZHARDT. It is not appropriate.

Senator ERVIN. Yes. Can you remember anything about what Garment talked to you about, about Rebozo?

Mr. BUZHARDT. Yes. I recall that he mentioned the subject in the context of whether we could—whether it would be appropriate for Government counsel to advise a private party. To the best of my recollection it was in the context of Mr. Rebozo.

Senator ERVIN. That certainly did not involve any confidential communication with any attorney-client relationship, did it?

Mr. BUZHARDT. It could have, Senator, it could have.

Senator ERVIN. I do not see how it could have.

Mr. BUZHARDT. It depends upon who he was seeking the advice for.

Mr. LENZNER. He did not tell you at any time who he was seeking the advice for?

Mr. BUZHARDT. No, not to my recollection.

Mr. LENZNER. And he did not tell you who the private parties were?

Mr. BUZHARDT. He might have mentioned Mr. Rebozo. I do not recall that he specifically did, but it is my impression that he did. At least I connect it now in my mind with Mr. Rebozo.

Mr. LENZNER. Mr. Chairman, I would suggest that we now get a full explanation of what Mr. Garment said to Mr. Buzhardt at the time they had that conversation.

Senator ERVIN. I would like to hear it. I cannot see how it would affect any attorney-client relationship with the President.

Mr. BUZHARDT. Will the Chair make an explicit ruling?

Senator ERVIN. I will make an explicit ruling that it is now covered—any client relationship between you and the President.

Mr. BUZHARDT. Thank you, Mr. Chairman.

Mr. LENZNER. Thank you, Mr. Chairman.

Mr. BUZHARDT. Mr. Garment, at some point, I do not remember when, but to the best of my recollection, it was in connection with Mr. Rebozo, mentioned that there was a problem and a question of whether he, Mr. Garment, could advise the party directly. I gathered the impression that there was at least a question of whether he could discuss a matter with a private citizen, the problem of the private citizen. And I advised him that in my opinion that would not be proper and should not be done.

That was the context of the discussion.

Mr. LENZNER. Go ahead.

Mr. BUZHARDT. There may have been discussion of whoever it is on the outside has to get a private lawyer.

[Senator Ervin leaves the hearing room.]

[Senator Weicker enters the hearing room.]

Mr. LENZNER. Did you ever have any discussions with regard to the possible use of money received by Mr. Rebozo prior to the news media disclosures of this last weekend?

Mr. BUZHARDT. No, not to my recollection.

Mr. LENZNER. Did you ever learn prior to the news media disclosures of the allegations or information regarding the possible use of the money received by Mr. Rebozo?

Mr. BUZHARDT. Yes, I did. The afternoon before Mr. Garment told me that he had a call from a reporter—I do not know which one. It sticks in my mind from the Washington Post—who asked him or told him that he was writing a story on the subject and asked him did he know anything about it.

Mr. LENZNER. And did Mr. Garment provide you with any information of his own at that time?

Mr. BUZHARDT. No, he said he did not know any information to provide.

Mr. LENZNER. Had you had any discussions with anybody else with regard to the possible use of the funds prior to that?

Mr. BUZHARDT. No.

Mr. LENZNER. Have you had any discussions with anyone subsequent?

Mr. BUZHARDT. Yes.

Mr. LENZNER. Can you tell us who you discussed that with?

Mr. BUZHARDT. I do not recall, but I am sure that I discussed it because I read the newspaper articles and it was a general topic of conversation. I do not recall with whom, but I am sure that I must have.

Mr. LENZNER. We are talking only about the beginning of this week.

Mr. BUZHARDT. Yes.

Mr. LENZNER. And you do not have any recollection today, Wednesday, who you may have discussed that with Sunday or Monday?

Mr. BUZHARDT. No, probably someone in the office.

Mr. LENZNER. But you cannot indicate specifically who?

Mr. BUZHARDT. I may have discussed it—I just do not recall who I may have discussed it with. I may have discussed it with Mr. Garment.

Mr. LENZNER. When you say you may have, do you have any specific recollection of that?

Mr. BUZHARDT. I have no specific recollection, but I have probably seen him once or twice since then.

Mr. LENZNER. Do you have any specific recollection of discussing it with anyone since Sunday or Monday?

Mr. BUZHARDT. Yes, I have a specific recollection of discussing it with several people. I know I expressed an opinion about it and I recall the opinion and recall expressing it, but I do not recall with whom.

Mr. LENZNER. Did you attempt to obtain any further information on the validity of the newspaper article?

Mr. BUZHARDT. I do not think I did personally. I might have. I might have asked questions if I didn't know anything about it. But I read in the paper that there were denials.

Mr. LENZNER. Did you take any steps to determine whether the information was correct or not?

Mr. BUZHARDT. No.

Mr. LENZNER. You asked no one to check it out for you?

Mr. BUZHARDT. I may have asked people questions, did they know or did anyone know, but I do not recall specifically. I wouldn't do it in an official way. I do not recall any. I may have. I don't recall who all I talked to on it.

Mr. LENZNER. Don't recall who all you talked to?

Mr. BUZHARDT. No, I don't recall who I talked to on it. I could have talked to any number of people.

Mr. LENZNER. Did you become aware or learn of anyone else attempting to ascertain the accuracy of the news report?

Mr. BUZHARDT. I do not know how to interpret your question. I am sure we discussed it. I may have asked someone, do you know or do you think somebody got money, or I may have asked someone, do you know if someone got money. I do not recall.

Mr. LENZNER. I am asking, sir, if you aware of anyone attempting to determine from other sources whether the information that Mr. Rebozo furnished the funds to Miss Woods and F. Donald Nixon was accurate or not?

Mr. BUZHARDT. I personally called Mr. Donald Nixon's attorney and told him the story, what was in it. I think on Monday I talked to Mr. Edward Nixon myself and told him that he was included in the story so he would know, and I am sure I discussed it with people on the staff. But I did not attempt to—it does not really concern me. It certainly was not a part of my official duty to find out.

Mr. LENZNER. And you certainly were not doing it as counsel for the President.

Mr. BUZHARDT. What?

Mr. LENZNER. Making these discussions.

Mr. BUZHARDT. No one has asked me to find out anything about it.

Mr. LENZNER. I take it you have had no discussions with the President with regard to the subject.

Mr. BUZHARDT. No.

Senator WEICKER. Who instructed you to call Donald Nixon and Edward Nixon?

Mr. BUZHARDT. No one instructed me. I called them on my own.

Senator WEICKER. On your own initiative?

Mr. BUZHARDT. That is correct. I quite frequently notify them when there are stories in the press.

Mr. LENZNER. You say you quite frequently notify—

Mr. BUZHARDT. Well, not frequently, but if I see something I think they ought to know regarding them, I will pick up the phone and call one of them or their attorney and tell them that it is in the press.

Mr. LENZNER. You have had prior discussions then with Mr. Stanley McKiernan?

Mr. BUZHARDT. I know Mr. McKiernan.

Mr. LENZNER. How long have you known him?

Mr. BUZHARDT. Within the last year I have known him.

Mr. LENZNER. When did you call Mr. McKiernan?

Mr. BUZHARDT. I do not recall when the story came out. Within the last week, I suppose, because I think the story came out within the last week.

Mr. LENZNER. You just testified a few minutes ago that Mr. Garment received a call from a newspaper reporter the day before the story came out. Was it after that that you called Mr. McKiernan?

Mr. BUZHARDT. It was after the newspaper story was published that I talked to Mr. McKiernan.

Mr. LENZNER. Was it the same day the story came out?

Mr. BUZHARDT. I do not recall, Mr. Lenzner. It could have been. It could have been the next day.

Mr. LENZNER. And what did Mr. McKiernan say to you?

Mr. BUZHARDT. He said he would look into it. He did not know anything about it, as I recall.

Mr. LENZNER. Did you read him the story?

Mr. BUZHARDT. No, I just told him generally there was such a story, and generally what it said, that he had received money from Mr. Rebozo.

Mr. LENZNER. Do you recall where Mr. McKiernan was when you talked with him?

Mr. BUZHARDT. I really don't know. He was either at home or in the office. He was in California, I understood.

Mr. LENZNER. Did you know for a fact that he was in California?

Mr. BUZHARDT. No. My secretary placed the call, but I assumed that he was. You know, that is where he lives and works.

Mr. LENZNER. Do you recall whether it was on the weekend or during a weekday?

Mr. BUZHARDT. No.

Mr. LENZNER. Does your secretary work on the weekends?

Mr. BUZHARDT. Yes.

Mr. LENZNER. What is her name, sir?

Mr. BUZHARDT. I have several.

Mr. LENZNER. Which one placed the call to Mr. McKiernan?

Mr. BUZHARDT. I do not recall.

Mr. LENZNER. You have no recollection of which secretary placed the call to Mr. McKiernan?

Mr. BUZHARDT. No, I sure don't.

Mr. LENZNER. It's only 4 or 5 days ago, if that.

Mr. BUZHARDT. I do not recall, Mr. Lenzner. I talk on approximately 100 phone calls a day. I don't have any idea.

Mr. LENZNER. I take it Mr. McKiernan did not deny the story then on the basis of the fact that he was aware of. He said he would check into it.

Mr. BUZHARDT. That he would check into it? He said it was inconceivable to him, but he would ask.

Mr. LENZNER. And did you hear from him after he checked into it?

Mr. BUZHARDT. Yes, I think—I am not sure. Mr. McKiernan told me he was leaving for Honolulu or somewhere and I am not sure whether he called me back or not. He may have. Somebody else in the office may have. I was aware that somebody issued a statement, I don't remember who, with a denial.

Mr. LENZNER. Did they read the statement to you before it was issued?

Mr. BUZHARDT. No, sir.

Mr. LENZNER. Did Mr. McKiernan?

Mr. BUZHARDT. I have never read the statement. I still do not know what was said. I read something in the press about it.

Mr. LENZNER. Did you ask Mr. McKiernan about whether either of his clients had been interrogated with regard to the subject?

Mr. BUZHARDT. No.

Mr. LENZNER. That was not of concern to you?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you make a report on your conversation with Mr. McKiernan to anybody?

Mr. BUZHARDT. No. I did not make a report. I might have mentioned it in a conversation to someone, but I did not make a report on it.

Mr. LENZNER. Do you recall who you mentioned it to?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you discuss it with the President?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you discuss it with General Haig?

Mr. BUZHARDT. I do not recall. I may have.

Mr. LENZNER. Did you discuss it with Mr. Ziegler?

Mr. BUZHARDT. Don't think so. I don't recall doing it.

Mr. LENZNER. You say you may have talked about it with General Haig.

Mr. BUZHARDT. I may have.

Mr. LENZNER. But you have no specific recollection of that?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you seek to furnish that information to the President from someone else?

Mr. BUZHARDT. What information?

Mr. LENZNER. The information that you had talked with Mr. McKiernan and advised him about the story.

Mr. BUZHARDT. No.

Mr. LENZNER. When you learned of the story from Mr. Garment, did you seek to furnish that information to the President?

Mr. BUZHARDT. No.

Mr. LENZNER. You did not think that that was information the President ought to know about?

Mr. BUZHARDT. It was not within my responsibility to make sure he know about it. It was a call from a reporter about what he said he purported to write and Mr. Garment happened to mention it when we met at somebody else's office.

Mr. LENZNER. Whose office was that?

Mr. BUZHARDT. Mr. St. Clair's office.

Mr. LENZNER. Was Mr. St. Clair present during that discussion about the newspaper article?

Mr. BUZHARDT. About the call from the reporter?

Mr. LENZNER. Yes.

Mr. BUZHARDT. Yes.

Mr. LENZNER. Was anyone else present?

Mr. BUZHARDT. I don't recall. There may have been.

Mr. LENZNER. Did Mr. St. Clair react in any way to the story?

Mr. BUZHARDT. Did he react?

Mr. LENZNER. Yes. Did he seek other information with regard to the story?

Mr. BUZHARDT. Not that I am aware of.

Let me tell you what Mr. Garment said. He said, look, I got a crazy call from a reporter. He may have said what reporter, which is not unusual where we work, and told what the reporter had told him. That was just about the size of it.

Mr. LENZNER. Which was what?

Mr. BUZHARDT. It was a passing comment.

Mr. LENZNER. What was the story as you knew it then?

Mr. BUZHARDT. As I recall, it was a story that Mr. Rebozo had paid money out of his \$100,000 account to Rose Woods and Donald Nixon, that the reporter said he was going to write such a story.

Mr. LENZNER. Was there any discussion with regard to how the White House—what responses the White House wanted to make with regard to that story?

Mr. BUZHARDT. No.

Mr. LENZNER. That was never discussed?

Mr. BUZHARDT. No, there is no response required from the White House, or I don't consider so.

Mr. LENZNER. Going back to that conversation with Mr. Garment in Mr. St. Clair's office, did Mr. Garment indicate whether the inquiry from the reporter reflected that other individuals might have received funds from the \$100,000?

Mr. BUZHARDT. No.

Mr. LENZNER. No other names were mentioned?

Mr. BUZHARDT. No.

Mr. LENZNER. You say that you also called Mr. McKiernan. Did you make any notes of that conversation?

Mr. BUZHARDT. No.

Mr. LENZNER. Are you saying also that you have or do not have a recollection as to whether Mr. McKiernan called you back?

Mr. BUZHARDT. I do not even have a recollection of whether I talked to McKiernan; I may have. After that he may have called me back or I talked to him on something else, I do not know.

Mr. LENZNER. You say you might have talked to him?

Mr. BUZHARDT. I may have talked to him subsequently, but I do not recall.

Mr. LENZNER. You say you may have talked to him on something else?

Mr. BUZHARDT. Possibly.

Mr. LENZNER. Do you recall what that other subject was?

Mr. BUZHARDT. No.

Mr. LENZNER. Have you had any correspondence with Mr. McKiernan?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you learn from Mr. McKiernan what the position of his client was with regard to these stories?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you attempt to learn from Mr. McKiernan whether his client, Mr. F. Donald Nixon, received any part of the \$100,000?

Mr. BUZHARDT. No.

Mr. LENZNER. Do you know if anyone in the White House did attempt to learn whether Mr. F. Donald Nixon ever received a part or whole of the \$100,000?

Mr. BUZHARDT. No, someone might have learned that. He made a statement in the press, as I mentioned before. I read his statement in the press or reference to his statement.

Mr. LENZNER. But aside from his statement in the press, you know of no effort by any individual to ascertain—

Mr. BUZHARDT. I know of none, Mr. Lenzner.

Mr. LENZNER. Just so I can finish the sentence for the record.

The question was, Mr. Buzhardt knows of no effort by any individual to obtain information as to whether Mr. F. Donald Nixon did in fact receive part of the \$100,000.

Mr. BUZHARDT. May I elaborate, Mr. Lenzner?

Mr. LENZNER. Certainly.

Mr. BUZHARDT. No one I talked to in the White House took the story seriously enough that I know of to bother to ask.

Mr. LENZNER. At any time, including up until the time that you came over today?

Mr. BUZHARDT. That is correct, or to worry particularly about it.

Mr. LENZNER. Was there any effort made to determine whether the allegations that Mr. Kalmbach had so testified to that, was there any effort to find out if that was true?

Mr. BUZHARDT. Not that I know of.

Mr. LENZNER. And you are saying, again, that it was not considered serious enough to warrant a determination or an attempt to determine whether that statement was true as to Mr. Kalmbach's testimony?

Mr. BUZHARDT. No, I said I knew of no one who tried to find from Mr. Kalmbach or anyone else if it were true, if he had so testified.

I do not know of anyone who called him or called you, the committee, the Special Prosecutor or called anybody else to find out.

Mr. LENZNER. Well, did you receive any inquiries from Mr. Rebozo at the White House, to your knowledge, with regard to this story?

Mr. BUZHARDT. No, I did not.

Mr. LENZNER. Aside from whether you personally did or did not, did you learn from other people, from either being part of conversations or seeing memorandums?

Mr. BUZHARDT. No.

Mr. LENZNER. Now, you say that there came a time when you did call Mr. Edward Nixon.

Mr. BUZHARDT. Yes.

Mr. LENZNER. When was that?

Mr. BUZHARDT. I do not recall the day, but it seems it must have been about Monday. I remember that there were two stories, which for the first time to my knowledge included Mr. Edward Nixon in the story.

I called Mr. Edward Nixon and told him that there were stories that included allegations that he, too, had received money from Mr. Rebozo.

Mr. LENZNER. And when did you first learn that there were such allegations?

Mr. BUZHARDT. When I read them in the paper.

Mr. LENZNER. No one advised you of that prior to the time they were in the newspaper?

Mr. BUZHARDT. I never heard Mr. Edward Nixon's name mentioned prior to, I guess it must have been, Monday, I saw two stories with him in them.

Mr. LENZNER. And what was Mr. Edward Nixon's reaction when you called him?

Mr. BUZHARDT. He said, thank you for letting me know.

Mr. LENZNER. Go ahead.

Mr. BUZHARDT. He said he had never received any money from Mr. Rebozo and he said he might make a statement, he might not. He said, I have not seen the newspapers. I don't generally read them.

Mr. LENZNER. Did you inquire further as to whether he had received funds from a different source or organization that might have originated with Mr. Rebozo?

Mr. BUZHARDT. I did not even inquire if he had received money from Mr. Rebozo.

Mr. LENZNER. That was not a concern to you?

Mr. BUZHARDT. No, not to me directly. I thought he should know that there was a newspaper story to that effect, but it was certainly not my business to ask him one way or the other.

Mr. LENZNER. Did he ask you to take any action of your own?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you ask him to take any further action?

Mr. BUZHARDT. No.

Mr. LENZNER. Did anyone request or suggest that you make that phone call?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you advise anyone that Mr. Edward Nixon denied receiving funds from Mr. Rebozo?

Mr. BUZHARDT. I did not advise anybody. I might have told somebody.

Mr. LENZNER. Well, who did you tell?

Mr. BUZHARDT. Well, I don't recall.

Mr. LENZNER. We are talking about Monday of this week, now, after you talked to the President's brother.

Mr. BUZHARDT. That's right. That's right. And I only say that because I don't remember telling anyone, but I very well could have because I have talked to a number of people. The subject may have come up. It was not of any business concern of mine, but I may have even told my wife. I don't think so, but I may have.

Mr. LENZNER. Do you remember having any discussions with General Haig with regard to the subject after you talked with Mr. Edward Nixon?

Mr. BUZHARDT. Not specifically. I may have. I talk with General Haig quite frequently on a broad number of subjects. I may have mentioned this one. It is quite possible.

Mr. LENZNER. But you are saying now—today is Wednesday—you are saying that you have no recollection now at all of whether you did or did not speak with General Haig on Monday or after Monday with regard to the Hughes \$100,000?

Mr. BUZHARDT. I may well have, but I don't have any specific recollection of discussing that subject matter as such or any particular thing about that subject matter.

Mr. LENZNER. With General Haig or anybody else?

Mr. BUZHARDT. No.

Senator WEICKER. Did you indicate that you had talked to Donald Nixon?

Mr. BUZHARDT. I do not think I indicated, Senator. I think I did, but I am not sure—I don't think the subject came up. I have talked with Donald Nixon over the weekend. I had a telephone call from him.

Senator WEICKER. What did he say relative to the money? Did he say the same thing Edward Nixon said, that he did not receive any?

Mr. BUZHARDT. I am not sure he even said that to me. I think this was after his statement was already in the press, and I do not even remember specifically when it was. And he may have said, "Did you see my statement" or "did you know about it," or something like that. But I do not recall the subject of the phone call.

Senator WEICKER. Did you talk to Rose Woods?

Mr. BUZHARDT. No, sir.

Senator WEICKER. Did anyone else talk to Rose Woods that was brought to your attention?

Mr. BUZHARDT. I don't know, Senator. Not to my knowledge. No one has talked to me about talking to Rose Woods.

Mr. LENZNER. Are you saying—I did not fully understand your response to Senator Weicker's question.

You are saying F. Donald Nixon did call you over the weekend?

Mr. BUZHARDT. I don't remember whether it was over the weekend or the first part of this week. I have talked to him recently within the past few days. I do not recall.

Mr. LENZNER. Did you recall where he was when he talked to you?

Mr. BUZHARDT. I assume he was at home, but I don't know. It was apparently a long distance call. I thought it was.

Mr. LENZNER. Did you take any notes from that phone call?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you report the subject of that phone call to anyone else?

Mr. BUZHARDT. No.

Mr. LENZNER. Can you relate to us the substance and nature of the phone call, what he said to you and what you said to him?

Mr. BUZHARDT. No, I can probably come up with the subject. The subject generally was that he was sick and fed up with newspaper stories and that he was going to start having some press conferences.

Mr. LENZNER. And did he describe what he was going to say in the press conferences?

Mr. BUZHARDT. No, he did not describe what he was going to say, just the fact that he was.

Mr. LENZNER. Was the idea to blast the newspapers because of the irresponsible stories?

Mr. BUZHARDT. Generally. Generally, yes. He said he was sitting down trying to put it all together and take into account all of the past misstatements.

Senator WEICKER. As I understand it, when did this story first appear? On Saturday? Sunday?

Ms. SHEKETOFF. Saturday morning.

Mr. LENZNER. Saturday morning.

Senator WEICKER. And on Saturday morning, is this when you read the story?

Mr. BUZHARDT. Yes, but I knew about it the afternoon before, Senator Weicker. At least I had heard about the subject matter the afternoon before.

Senator WEICKER. From Mr. Garment, who had gotten a call from the reporter?

Mr. BUZHARDT. That is right, or he so told me.

Senator WEICKER. And am I correct—and you use your own words if I am mistaken—that from the time that Mr. Garment first received word of the story to now, when you are sitting down with us, that the subject matter of that story has not been considered of sufficient importance by yourself or those associated with you to in any way conduct a formal inquiry?

Mr. BUZHARDT. Senator Weicker, I do not know about anybody else, but no one has asked me to do such a thing, nor have I assumed the responsibility to do such a thing.

Senator WEICKER. Nor do you know of such a thing, is that correct?

Mr. BUZHARDT. Nor do I know of one.

Senator WEICKER. But I repeat my question only because I have a distinct recollection that from the testimony you have given here in the past few minutes, that you rather categorize this whole story as not being sufficiently important in anybody's mind to do anything, is that right?

Mr. BUZHARDT. No, Senator. I would more characterize it as not being within my sphere of responsibility.

Senator WEICKER. Well, you met with Mr. Garment and Mr. St. Clair, at which time the story was discussed. Is that correct?

Mr. BUZHARDT. Senator, the meeting, so there will be no misunderstanding, I was meeting with Mr. St. Clair. We were standing in the open room. Mr. Garment passed by, stuck his head in and chatted for a few minutes, not particularly on business or anything, and mentioned this in the course of the conversation and left. I think I left shortly after he did. I was discussing an entirely different matter with Mr. St. Clair.

I do not think I gave the thing a second thought until at least the next day when I read the story.

Senator WEICKER. How would you characterize that story. You don't think as an attorney that it was of sufficient importance to entail some kind of inquiry?

Mr. BUZHARDT. Not within my responsibility, Senator Weicker.

Senator WEICKER. Whose responsibilities?

Mr. BUZHARDT. The attorneys for the parties involved, I presume, or the parties involved. But certainly not—

Senator WEICKER. Certainly not any of the attorneys in the White House?

Mr. BUZHARDT. No. So that you understand, I think that we have got quite an explicit record on this. The White House counsel do not even represent members of the White House staff, and that has been a matter of some focus of attention. We make it quite clear.

Senator WEICKER. But apparently you do feel some sort of an obligation to contact the individuals or some of the individuals who are involved in the story to let them know that the story had appeared.

Mr. BUZHARDT. I frequently do that, Senator Weicker, not because it is any part of my official duty, but as a matter of courtesy. I know both Mr. Donald Nixon and Mr. Edward Nixon and their counsel, and if I think there is a story on the east coast that they may not have seen or some matter which has arisen which I think they possibly would be well-advised to be aware of, they are 4 hours behind our time here and I have from time to time picked up a phone to let them know that such and such a story was running.

Senator WEICKER. And would you say that was really, aside from whatever remarks you made to various and sundry individuals, that that really would be the only act that you engaged in relative to the principals in that story?

Mr. BUZHARDT. That is it, Senator Weicker. Anything else I expressed was possibly a personal opinion about the matter, and certainly not an official one and certainly not in any official capacity.

Mr. LENZNER. Just following up on Senator Weicker's questions, were you aware of or did you learn of any inquiry from the President with regard to the validity of the stories associated with his two brothers and his secretary receiving funds?

Mr. BUZHARDT. At the first part of the story I didn't even know of but one brother—

Mr. LENZNER. I'm asking you any time?

Mr. BUZHARDT. No.

Mr. LENZNER. And are you aware of any attempt to make a report to the President with regard to the allegations concerning the receipt of funds by the President's secretary and his two brothers?

Mr. BUZHARDT. No, the President wouldn't go through me to talk to his secretary, Mr. Lenzner.

Mr. LENZNER. I am not suggesting he would go through you. I'm asking if you learned of or became aware of such a report?

Mr. BUZHARDT. I do not know. I don't even know if the President ever talked to his secretary. I have no idea about the matter.

Mr. LENZNER. That is not the question. The question is did you ever become aware of or learn of an effort to obtain a report or information for the President as to the allegations that his secretary and his two brothers received funds from the \$100,000 that Mr. Rebozo received?

Mr. BUZHARDT. No.

Mr. LENZNER. You know of no such attempt to furnish information to the President on that story?

Mr. BUZHARDT. No. Somebody may well have told the President or not told the President. He may have already known. I don't know.

Mr. LENZNER. But you don't know of conversations with individuals at the White House that would bear on your answer? To your knowledge, it never happened? No effort to your knowledge was ever made to advise the President with regard to this matter?

Mr. BUZHARDT. I do not know.

Mr. LENZNER. I am asking to your knowledge.

Mr. BUZHARDT. To my knowledge I know of no inquiry by the President in the first place as to the truth or falsity of the story. But that does not mean it did or did not happen from my standpoint.

Mr. LENZNER. I asked first about the inquiry. Do you know of any efforts to report to the President or furnish him with information with regard to the story?

Mr. BUZHARDT. No. As I have said, on the staff—there was considerable discussion of the story among the staff. Whether anybody reported those conversations to the President, I have no idea. Or whether he ever asked, I have no idea.

Mr. LENZNER. Going back to your conversation with Mr. F. Donald Nixon, you are now saying Mr. Nixon advised you when you called him that he was planning on holding a press conference or press conferences, did you give him any advice or counsel at that time with regard to that?

Mr. BUZHARDT. No, sir, I did not.

Mr. LENZNER. Did you advise anybody that Mr. F. Donald Nixon was going to hold such press conferences?

Mr. BUZHARDT. Yes, I probably mentioned it.

Mr. LENZNER. To whom, sir?

Mr. BUZHARDT. I don't recall specifically. I could have told Mr. St. Clair. I could have told General Haig. I did not consider it a very startling revelation.

Mr. LENZNER. I take it, though, that it was of some concern, was it not, that Mr. F. Donald Nixon might hold a series of press conferences?

Mr. BUZHARDT. It is of no concern to me.

Mr. LENZNER. Did you think it was of concern to other people in the White House, the President himself?

Mr. BUZHARDT. No.

Mr. LENZNER. You did not?

Mr. BUZHARDT. I did not.

Mr. LENZNER. Who has responsibility at the present time for the issues relating to the President's brothers, to your knowledge?

Mr. BUZHARDT. I do not know. I do not know that anybody has the responsibility, assigned responsibility. I suppose I talk to the brothers about as much as anyone.

Mr. LENZNER. Has the President asked you to sort of keep in touch with his brothers with regard to any issues that might relate to them?

Mr. BUZHARDT. No, not specifically. I am sure that he is aware that I do talk to them. I have made arrangements when they come to town and want to see the President. Frequently I have told the President when they were coming and set up the appointments, this kind of thing.

Mr. LENZNER. Have you had discussion with the President that would indicate to the President that you were in fact reviewing issues with his brothers that related to them?

Mr. BUZHARDT. I may have discussed issues relating to the brothers with the President. I am sure that he is aware that I talk to the brothers.

Mr. LENZNER. What is your assumption based on, Mr. Buzhardt, besides the fact that you arrange for their travel meetings with the President?

Mr. BUZHARDT. I did not say that I arrange for their travel, Mr. Lenzner. I said that frequently when they are coming to town or going to be in town or going to attend something at the White House or come to the White House, that I would be the one that they would tell of their movements.

Mr. LENZNER. How do they know to advise you of that?

Mr. BUZHARDT. I don't know that they know to advise me of that.

Mr. LENZNER. But you say they do advise you.

Mr. BUZHARDT. They do frequently. I assume on other occasions they talk to other people. I am certainly not the only one they talk to.

Mr. LENZNER. Has the President or any other individual requested that you maintain liaison and review of issues relating to the President's brothers?

Mr. BUZHARDT. No, not generally.

Mr. LENZNER. Specifically.

Mr. BUZHARDT. On some specific matters he may have from time to time.

Mr. LENZNER. Which specific matters are you referring to?

Mr. BUZHARDT. I do not recall.

Mr. LENZNER. Have you attended meetings between the President and his brothers?

Mr. BUZHARDT. No.

Mr. LENZNER. Have you discussed with the President's brothers on prior occasions issues that relate to them?

Mr. BUZHARDT. Yes.

Mr. LENZNER. And do you recall any of those issues?

Mr. BUZHARDT. No. I have seen them on many occasions.

Mr. LENZNER. You do not recall any single issue that you ever discussed with them?

Mr. BUZHARDT. No. I am sure we have discussed any number of matters.

Mr. LENZNER. But you recall no specific one right now?

Mr. BUZHARDT. No.

Mr. LENZNER. Did you ever discuss with F. Donald Nixon or Edward Nixon their possible receipt of funds from the Hughes Tool Co.?

Mr. BUZHARDT. No, not to my recollection.

Mr. LENZNER. Did you ever discuss with them F. Donald Nixon's relationship with any employees or individuals connected or related to the Hughes Tool Co. or Howard Hughes?

Mr. BUZHARDT. Discuss, no. I may have heard Mr. Donald Nixon express opinions on some of them. I am not sure I even know who they all are. I think he expressed an opinion about one of them the last time I talked to him.

Mr. LENZNER. Do you mean the last time you talked with him telephonically?

Mr. BUZHARDT. [Nods in the affirmative.]

Mr. LENZNER. Is that right, sir?

Mr. BUZHARDT. That is right.

Mr. LENZNER. Who is that, Mr. Buzhardt?

Mr. BUZHARDT. A Mr. Meier, to the best of my recollection.

Mr. LENZNER. Do you recall how Mr. Meier's name came up in your telephone conversation?

Mr. BUZHARDT. I think Mr. Nixon said he was going to straighten out all of the allegations of this guy Meier.

Mr. LENZNER. So I take it—

Mr. BUZHARDT. You know, it was in that context, and I could not even be sure, but I think Mr. Meier's name was mentioned.

Mr. LENZNER. So you recall now, that on at least one occasion, discussions with Mr. F. Donald Nixon with regard to an employee of the Hughes Tool Co. or Howard Hughes?

Mr. BUZHARDT. I don't even know that Mr. Meier is an employee of the Hughes Tool Co. I am aware that he has made allegations about Mr. Nixon because he said so, and I think you mentioned him to me once, or Mr. Dash.

Mr. LENZNER. Do you recall any other issues that you have discussed with Mr. F. Donald Nixon on your prior conversations?

Mr. BUZHARDT. No, but there have been a wide range of them. We have had many conversations.

Mr. LENZNER. But you do not recall any of the issues?

Mr. BUZHARDT. No.

Mr. LENZNER. I am sorry, sir. I did not hear your answer.

Mr. BUZHARDT. No.

Mr. LENZNER. After you were advised that Mr. F. Donald Nixon was going to hold press conferences, did you speak to General Haig with regard to that?

Mr. BUZHARDT. I may have. I do not recall specifically telling him. I may have, I may not have.

Mr. LENZNER. Did you seek to furnish that information to the President directly or indirectly?

Mr. BUZHARDT. No.

Mr. LENZNER. You did not think that that would be an issue that the President should be aware of?

Mr. BUZHARDT. Well, what I think—I don't see that there is relevance, Senator Weicker, what I think, one way or another as to my motivations, and I object to the question. It is not a question of fact.

Senator WEICKER. Restate the question, Terry.

Mr. LENZNER. Yes, sir.

Have you on prior occasions sought to furnish the President directly or indirectly with information you have obtained from your conversations with F. Donald Nixon?

Mr. BUZHARDT. I may have discussed it with the President, matters relating to his brothers which I had previously discussed with the brothers. I do not specifically recall any, but I may well have.

Mr. LENZNER. You say now that you cannot specifically recall though, which issue if any, you may have discussed with the President regarding his brothers, but you did discuss such issues with the President?

Mr. BUZHARDT. I said I may have discussed such issues with him. I do not specifically recall any such but I am sure that I do not recall nearly all of the issues and matters that I have discussed with the President.

Mr. LENZNER. Do you have any recollection of the two brother's names coming up when you were talking with President Nixon at any time?

Mr. BUZHARDT. No, I do not specifically recall it but it may well have come up.

Mr. SCHULTZ. You are confining that, are you not, Terry, to the span of time concerned with the Presidential campaign of 1972?

Mr. LENZNER. At any time subsequent to the time that you became associated with the White House. Assume that in all the questions.

Has it not been a general concern in the White House with regard to Mr. F. Donald Nixon's contacts and communications with the press generally?

Mr. BUZHARDT. Mr. Lenzner, I would not attempt to answer what has been a general concern in the White House.

Mr. LENZNER. Well, since you have been there.

Mr. BUZHARDT. I could not answer what has been a general concern in the White House ever since I have been there. The White House is a very large place.

Mr. LENZNER. In other words, let me ask you this. Has anyone ever discussed with you at the White House their concern about Mr. F. Donald Nixon's statements to the press in the past or in the future?

Mr. BUZHARDT. It is quite possible that somebody has discussed with me Mr. Donald Nixon's statements in the press. However I do not specifically recall any. I do not specifically recall many statements he has made to the press.

Mr. LENZNER. What is your answer? Is your answer that somebody did or did not discuss that question?

Mr. BUZHARDT. I may very well have but I don't recall. I answered the question.

Mr. LENZNER. Do you know if anyone—after you learned of the fact that Mr. Donald Nixon was going to hold some press conferences—do you know if anyone tried to discuss that issue with Mr. Nixon?

Mr. BUZHARDT. No, I do not.

Mr. LENZNER. When was the last time that you spoke with Mr. Rebozo?

Mr. BUZHARDT. I don't recall. I haven't spoken with him many times in my life and I don't recall when it was. And it was probably—I think I saw Mr. Rebozo, it must have been in October.

Mr. LENZNER. October of 1973?

Mr. BUZHARDT. At a dinner—we were at the same dinner, I think in October of 1973 and I may have talked to him at that time. I think two or three times in my life I have talked to Mr. Rebozo. Maybe not that many times on the telephone.

Senator WEICKER. Terry, unfortunately I have got to go. Do you have a couple of questions to wind up?

Mr. LENZNER. Thank you, Senator.

Have you ever seen any files, reports, or documents relating to F. Donald Nixon in the White House?

Mr. BUZHARDT. Mr. Lenzner, I couldn't tell you. I may have, I may not have. It would seem reasonable I have seen his name in documents, I suspect, but I don't recall any specifically.

Mr. LENZNER. Do you know of any files or have you learned of any files that are maintained specifically on the subject of F. Donald Nixon?

Mr. BUZHARDT. No, sir.

Mr. LENZNER. Did you ever learn or hear in the White House that Miss Rose Mary Woods maintained such a file?

Mr. BUZHARDT. No, sir. I think you, Mr. Dash, Mr. Thompson, as you recall, visited in my office—

Mr. LENZNER. We did request a file of that nature.

Mr. BUZHARDT. And you did request a number of files so I would have heard your request for that file.

Mr. LENZNER. And you have searched for that file or have you not?

Mr. BUZHARDT. I've searched for some of them. I have searched in some places. I certainly have not searched Miss Woods' files or the President's files.

Mr. LENZNER. In your search did you ever come upon a file that related to F. Donald Nixon?

Mr. BUZHARDT. No. I may have found files that had his name in them or something said about him. I do not specifically recall any, but I have, as you might gather, handled a wide variety of files.

Mr. LENZNER. Have you ever seen any investigative reports relating to F. Donald Nixon?

Mr. BUZHARDT. Investigative reports?

Mr. LENZNER. Yes. Coming from the Internal Revenue Service or the FBI?

Mr. BUZHARDT. I believe I have, I believe I have. I don't know if you would call it an investigative report but I have seen something.

Mr. LENZNER. Can you describe for Senator Weicker the nature of that report?

Mr. BUZHARDT. No. I saw something related to the matter of wiretaps. I am not even sure that I read it but I think that I saw it.

Mr. LENZNER. Do you recall when you saw the item?

Mr. BUZHARDT. Some time last fall. I do not remember when.

Mr. LENZNER. Were they wiretap logs?

Mr. BUZHARDT. They may have been. It may have been a letter. I am not even sure what type of document it was, but I have a vague recollection that there was something I saw from the Treasury Department about wiretaps. Whether or not it was an investigative report, I could not even tell at the time.

I did not read it. But I may have—I am not sure I must have seen one.

Mr. LENZNER. Do you remember where you saw it?

Mr. BUZHARDT. Yes, I think it was brought to my office by somebody from Treasury but I do not recall who it was.

Mr. LENZNER. And you say you did not read it?

Mr. BUZHARDT. No, I did not read it.

Mr. LENZNER. Do you recall what purpose it was that it was brought to you?

Mr. BUZHARDT. There was a discussion about wiretaps on F. Donald Nixon and in some way it related thereto.

Senator WEICKER. Terry, I think that—

Mr. LENZNER. Can I ask one more question?

Senator WEICKER. Sure.

Mr. LENZNER. That will be it. Do you know of any effort by you or any other individual to determine whether Mr. Kalmbach did, in fact, testify with regard to the stories that have come out in newspapers, that you have already spoken about?

Mr. BUZHARDT. Let me say it depends on what you call efforts. I have talked to several people in passing—not a specific effort to find out—but I have talked to several people in passing and I probably have asked the question: "Did you have any idea where the report came from?"

Now, whether you call that an effort to find out or idle curiosity I do not know. I have listened to a lot of speculation about where the story came from. Mostly about you, Mr. Lenzner. I have heard several people say that surely it came out of Mr. Lenzner or Mr. Armstrong.

Mr. LENZNER. Who suggested that?

Mr. BUZHARDT. Several people.

Mr. LENZNER. Do you remember who?

Mr. BUZHARDT. It was attributed by one party that I talked to to Mr. Daniel Schorr.

Mr. LENZNER. I am just trying to find out who has identified us.

Mr. BUZHARDT. I don't even remember who it was and it was probably somebody at a party on Saturday night, as I recall, and I must have talked to at least 150 people.

One of the reasons I have troubles is it was a general topic of conversation. Everyone seemed to bring this up to me last Saturday night at the so-called Counter-Gridiron.

Mr. LENZNER. Do you know of any effort in the White House—we'll get back to that subject some other time—but did you ever then

know of any effort to determine whether Mr. Kalmbach did in fact testify with regard to the stories that came out in the newspapers?

Mr. BUZHARDT. No.

Mr. LENZNER. Do you know of any effort to have Mr. Kalmbach or his counsel called?

Mr. BUZHARDT. No. I am aware that when I talked to Mr. McKiernan he said, "I may talk to Mr. Kalmbach." I believe he did, he may have, so I do not know whether he did or not. If he did, I sure don't know what was said.

Mr. LENZNER. Do you know if Mr. Rebozo attempted to talk to Mr. Kalmbach?

Mr. BUZHARDT. I have no idea.

Mr. LENZNER. Did you have any discussions with Mr. Frates—Mr. Rebozo's attorney?

Mr. BUZHARDT. No, I have not talked to him.

Mr. LENZNER. Do you know Mr. Frates?

Mr. BUZHARDT. I think I have talked to him on the phone. I know I have talked to him on the phone—I'm pretty sure. It might have been one of those other lawyers, but I think it was Mr. Frates. I have talked to one of Mr. Rebozo's lawyers.

Mr. LENZNER. Senator, I think we'd better wind it up. I would like to recess this, Senator, if I can, and have Mr. Buzhardt come back on some future date.

Senator WEICKER. All, right, so ordered.

Mr. LENZNER. Thank you, Senator.

Senator WEICKER. Thank you.

[Whereupon, at 6:10 p.m., the committee recessed to reconvene at 10 a.m. on May 7, 1974.]

THURSDAY, APRIL 11, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 2:15 p.m., in room G-334, Dirksen Senate Office Building.

Present: Senator Talmadge.

Also present: Terry Lenzner, assistant chief counsel; Richard L. Schultz, assistant minority counsel; Scott Armstrong and Lee Sheehy, investigators; Emily Sheketoff, research assistant.

Senator TALMADGE. Do you solemnly swear that the evidence that you shall give the Select Committee on Presidential Campaign Activities for the year 1972 will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. DAVIS. I do.

Senator TALMADGE. Thank you, sir, and you may be seated.

Mr. LENZNER. If you would like to take a break at any time to rest or consult, please advise us; or if you want tea or water, please let us know.

Mr. ARMSTRONG. Mr. Davis, would you be kind enough to state your full name and address for the record, please?

TESTIMONY OF A. D. DAVIS, ACCOMPANIED BY
ALAN COLE, COUNSEL

Mr. DAVIS. A. Darius Davis. The residence address?

Mr. ARMSTRONG. Yes.

Mr. DAVIS. 700 Old Grove Manor, Jacksonville, Fla.

Mr. ARMSTRONG. And your home phone there, sir?

Mr. DAVIS. 396-4825.

Mr. ARMSTRONG. Thank you. Can you tell us your occupation, sir?

Mr. DAVIS. I am vice chairman of the board of Winn-Dixie Stores, Inc.

Mr. ARMSTRONG. Can you describe the business of Winn-Dixie Corp.?

Senator TALMADGE. Excuse me. I have got to go vote. I will be right back.

Mr. COLE. I would like to request that we proceed only in the presence of the Senator, if we may.

Senator TALMADGE. I will be back as soon as I vote.

Mr. LENZNER. Counsel has requested that we not proceed until Senator Talmadge or another Senator returns, and we will comply with that request under our rules.

[Senator Talmadge leaves the hearing room.]

Mr. COLE. While we are waiting for the Senator I would also like to request that we in due course be given the opportunity to get a transcript of the proceedings.

Mr. LENZNER. Under our rules you can come in and review the transcript at your convenience, and you can also request that a copy be made available to you, and the committee would vote on that. It is in the committee's discretion, but we can transmit that request to the committee.

Mr. COLE. I would like to make that request.

Mr. LENZNER. It has been noted, and we will transmit it to the full committee.

[Senator Talmadge enters the hearing room.]

Senator TALMADGE. You may proceed.

Mr. ARMSTRONG. Mr. Davis, can you describe the nature of Winn-Dixie's business generally?

Mr. DAVIS. We operate stores throughout the southeast—super-market-type food stores. We started with one store in the Miami area with my father and four brothers in 1925, and we are a publicly owned company. We have about 37,000 stockholders and about 970 stores, which gives us 40 stockholders per store. We sell general food products that are sold in the supermarket with some nonfoods.

Mr. ARMSTRONG. All right, sir. Are there any subsidiaries of the Winn-Dixie Corp.—any wholly owned subsidiaries?

Mr. DAVIS. Yes; there are many subsidiaries. We are in some types of manufacturing that are subsidiaries.

Mr. ARMSTRONG. Are you the officer in any other corporations?

Mr. DAVIS. Yes; I am an officer in various subsidiary corporations. I would not know which ones.

Mr. ARMSTRONG. Would it be inconvenient to just get a listing of those for the record at a later time?

Mr. DAVIS. Yes; I can give you that.

Mr. ARMSTRONG. From January 1, 1969, have you had any responsibility in any Presidential political campaigns—any campaign responsibilities whatsoever?

Mr. DAVIS. What year?

Mr. ARMSTRONG. January 1, 1969, through the 1972 campaign, November 4, 1972.

Mr. DAVIS. The only responsibility I had was in making a contribution in 1972.

Mr. ARMSTRONG. All right. Can you tell us to which campaign you made a contribution in 1972, sir?

Mr. DAVIS. That was for the reelection of President Nixon in the 1972 campaign.

Mr. ARMSTRONG. Can you tell us when you made that contribution, sir?

Mr. DAVIS. I made that contribution on April 5, 1972.

Mr. ARMSTRONG. And to whom did you make it?

Mr. DAVIS. To Mr. Bebe Rebozo.

Mr. ARMSTRONG. Can you tell us the amount of that contribution and the form?

Mr. DAVIS. Well, I am a little reticent to discuss the amount due to the fact that things that go on in these hearings are not exactly always

private. They become public information. At the end of this investigation you folks will publish a report and a substantial amount of money like this publicized, in my view, sets you up, or your family up, or your grandchildren up for some of these terrorists for kidnaping or other type of terrorist activities.

Mr. COLE. Can I interrupt, Mr. Davis? Let me interrupt for a moment. Mr. Davis has no reluctance to advise the committee of the facts. His concern is only that by advising the committee it will get into the press, not necessarily as a leak from an executive session, but possibly hereafter when executive session testimony is made public or your report is issued. Is there some way we can give you this information and not get it publicized? That is the problem.

Mr. LENZNER. Senator, one thought I have is we might want to, at your discretion, order the transcript sealed.

Senator TALMADGE. I might say that I warned general counsel and all the staff about the matter that you have raised here, and they have assured me that it will be kept and locked and restricted to very few members of the staff. And I hope that that is true because we have had far too many leaks from this committee to date. But insofar as I know, we have had no leaks thus far about the amount of contributions that individuals have contributed.

Mr. COLE. Is there some way, Senator, that perhaps we can protect against the release of the specific amount when you write your report or if and when this testimony—

Senator TALMADGE. As far as I know that amount will never be made public in any way. Counselor, do you anticipate that it will be?

Mr. LENZNER. Of course, it is always possible, Senator. Frankly, we have already had some testimony in regard to the specific transaction, so we already have some figures in the record.

Now, we do not know if those figures will be the same as those Mr. Davis gives us or not. What I would suggest this time, Senator, is that you order this transcript sealed and maintained in a sealed condition in either your office safe or Mr. Dash's safe; and at such time as we review the facts, if they are pertinent to our report and to our legislative mandate, we review them with you and with the chairman and others, and also give Mr. Cole and Mr. Davis an opportunity—if we decide to make a recommendation that they be in the report and made public.

And I cannot anticipate one way or another on it at this point. But we should give them an opportunity to argue before the committee at that time or give Mr. Cole an opportunity to come before us.

Mr. COLE. That would be satisfactory. We are concerned here only with the safety and well-being of these private people. It has nothing to do with the area of concern of the committee.

Mr. LENZNER. I can appreciate that.

Senator TALMADGE. It is the ruling of the Chair that this transcript will be kept sealed in the safe of Mr. Dash and not made public without consultation with me and Mr. Cole.

Mr. COLE. Thank you very much.

Mr. LENZNER. And Senator, I might also ask you to direct staff, including myself, that the information not be disseminated in typewritten form; and if anybody wants access to it, they can ask Mr. Dash for it.

Mr. TALMADGE. So directed.

Mr. COLE. All right. Now you can go on, and with that assurance, Mr. Davis, I think perhaps you can have your protection.

Mr. DAVIS. What was your question?

Mr. ARMSTRONG. The amount and form of the contribution, sir?

Mr. DAVIS. The amount, I assume, was \$50,000. I did not count it.

Mr. ARMSTRONG. And this was in cash, sir?

Mr. DAVIS. It was in currency.

Mr. ARMSTRONG. In what denomination of bills, do you recall?

Mr. DAVIS. My share was in \$100 bills.

Mr. ARMSTRONG. I do not mean to go into laborious detail, but when you say \$50,000, you did not count it—was there a certain number of packets represented to be \$10,000 each?

Mr. DAVIS. My brother, J. E., gave me what was supposed to be \$25,000. I went to the bank and cashed a check for \$25,000 and got it in \$100 bills, and I put it in the same envelope where J. E.'s money was, which was a manila envelope about the size of that folder [indicating]. I immediately took it to Miami.

Mr. ARMSTRONG. That is an 11 by 8 folder, approximately, sir?

Mr. DAVIS. Letterhead size.

Mr. ARMSTRONG. Letterhead size. And can you tell us where the contribution took place—where you gave the money to Mr. Rebozo?

Mr. DAVIS. Well, I will have to lead up to that. I had been trying to reach Mr. Rebozo to make an appointment with him. We had discussed on the telephone the fact that we were desirous of making a contribution, and it took us about 10 days to get together because he was either off with the President on long weekend trips or I was not available.

So we finally were able to nail an appointment down for April 5, and he said he would meet me somewhere near the airport if that suited me, since I was flying down. And we met at the Kings Inn Hotel, which is near the airport in Miami, in the bar at about 4 in the afternoon, between 4 and 5 o'clock. At that time we discussed the matter, and I delivered the money to him then.

Mr. ARMSTRONG. Could you describe for us the discussion you had with Mr. Rebozo on that occasion?

Mr. DAVIS. Well, I discussed with him that J. E. and I felt rather strongly that Nixon had done a good job in the previous 4 years, and we were very alarmed about the prospects of McGovern and those who were with him becoming President of the United States.

We had been lifetime Democrats, but we felt this time we could not go the Democratic route. We had no ax to grind with the Government; we had no problems pending. But we felt that the country was in good hands with Nixon.

We have a large stake in this country because it has been good to us, starting with one store and having the organization that we have today. And we thought we would like to make a contribution.

Senator TALMADGE. Excuse me. There is another vote.

Mr. COLE. All right, sir.

[Recess.]

Mr. ARMSTRONG. Can you go ahead, Mr. Davis? Was there anything else in the conversation?

Mr. DAVIS. No; I do not think so. Do you mean when I gave him the money?

Mr. ARMSTRONG. Yes, sir.

Mr. DAVIS. Yes. There was some mention made that I assumed that this money would be divided up among 10 or more committees for the reelection of Nixon; that we did not want to put any strings on where it could be spent. It could be spent wherever they felt they needed it, and that they would have no trouble dividing it up.

Mr. ARMSTRONG. When you say 10 or more committees, did you discuss a particular purpose, why it would be distributed among several committees?

Mr. DAVIS. For one thing we wanted it spread out where it would do the most good, and we wanted it to be in \$5,000 quantities, more or less, to each committee.

Mr. ARMSTRONG. Did Mr. Rebozo make any comments himself in the course of the conversation?

Mr. DAVIS. He said he was sure that that would be no problem.

Mr. ARMSTRONG. Did he mention anything else regarding the contribution?

Mr. DAVIS. I do not recall anything.

Mr. ARMSTRONG. Did he mention having discussed it with anyone else on a prior occasion or that he would discuss it subsequently with anyone else?

Mr. DAVIS. I think he mentioned that he had talked with my brother, J. E., before I got there, and he had talked with me, too, on the telephone.

Mr. ARMSTRONG. OK. Did he indicate that he had just spoken with the President regarding the contribution, or that he would speak to the President?

Mr. DAVIS. He indicated that he would, yes.

Mr. ARMSTRONG. Did he indicate any particular locations or committees or give any indication of how he would designate where the money would go, other than assuring you that it would go to at least 10 committees?

Mr. DAVIS. He did not.

Mr. ARMSTRONG. Were you aware of any significance of the timing of the contribution prior to any deadlines?

Mr. DAVIS. Yes. We were aware that on April 7 the reporting—the new law went into effect, and being Democrats we were not anxious to have any publicity about the donation—not just because we are Democrats, but because it would have caused us to be called on by many, many other people.

Mr. ARMSTRONG. Did you discuss that fact, incidentally, with Mr. Rebozo—that it was an anonymous contribution and you preferred it that way? Was there any discussion along those lines?

Mr. DAVIS. Yes.

Mr. ARMSTRONG. Do you recall what he said in response to that?

Mr. DAVIS. Only that he said there was no problem.

Mr. LENZNER. Excuse me, Mr. Davis. I want to make sure it is clear on the record, for your own sake, too. I take it that when Mr. Armstrong referred to “anonymous,” you mean you did not want it published in any list at any time—to become public knowledge to people generally; is that correct, sir.

Mr. DAVIS. That is correct, sir.

Mr. LENZNER. But I assume you have no objection to having people in the Committee To Re-Elect the President or the President himself to be aware of the fact that you had provided these funds. That was not the problem. The problem was the public.

Mr. DAVIS. No, that was not the problem.

Mr. ARMSTRONG. Just to make sure the record just before the last recess is clear, you mentioned the \$50,000 was comprised of \$25,000 in currency which Mr. J. E. Davis had given you. Do you recall the denominations of that contribution?

Mr. DAVIS. He just told me there was \$25,000 in the envelope. I did not count it.

Mr. ARMSTRONG. And the rest of it was as the result of a personal check that you had cashed for \$25,000 and was in the denomination of \$100 bills.

Mr. DAVIS. Yes, sir.

Mr. ARMSTRONG. Could you tell us what bank that check was cashed at, do you recall?

Mr. DAVIS. That check was my check No. 4509, written on the Atlantic National Bank of Jacksonville to cash at the Barnett Bank on April 5, 1972.

Mr. ARMSTRONG. And the Barnett Bank is also in Jacksonville?

Mr. DAVIS. The Barnett Bank is not far from my office.

Mr. ARMSTRONG. Which is in—

Mr. DAVIS. Jacksonville.

Mr. LENZNER. We appreciate your bringing that information with you, Mr. Davis.

Mr. DAVIS. The check—

Mr. LENZNER. I say, we appreciate your providing us with that information.

Mr. COLE. If I can save you people some problems, it was by oversight that we failed to bring the check, and we would be happy to supply you with a copy of it, so you do not have to go subpoenaing bank records.

Mr. LENZNER. We will submit it for the record, then. Thank you.

Mr. ARMSTRONG. So the contribution itself was a personal contribution—actually two personal contributions of \$25,000 each from yourself and Mr. J. E. Davis.

Mr. DAVIS. Personal funds.

Mr. ARMSTRONG. Personal funds. Were you aware of any other—did you make any other contributions to the Presidential campaign of 1972?

Mr. DAVIS. Nixon?

Mr. ARMSTRONG. To any of the Presidential campaigns, sir?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Are you aware if Mr. J. E. Davis did?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Or any of the other officers of the Winn-Dixie Corp.?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. That includes President Nixon's campaign as well as any other Presidential campaigns.

Mr. DAVIS. Yes.

Mr. ARMSTRONG. All right. Subsequent to your discussion with Mr. Rebozo on April 5, 1972, did you then return to Jacksonville and did Mr. Rebozo indicate where he was returning—I am sorry. That is two questions. Did you then return to Jacksonville, sir?

Mr. DAVIS. After I finished talking with him?

Mr. ARMSTRONG. Yes.

Mr. DAVIS. I did.

Mr. ARMSTRONG. Did he indicate where he was going—Mr. Rebozo?

Mr. DAVIS. Back to his office, I assumed.

Mr. ARMSTRONG. Did you have any subsequent discussions with him regarding campaign contributions?

Mr. DAVIS. I talked with him a few weeks ago. I believe he called to tell me that he had been questioned here, and they questioned him about our contributions.

Mr. ARMSTRONG. Did he indicate what his testimony had been at that time?

Mr. DAVIS. He indicated that he said that it was purported to be \$50,000.

Mr. ARMSTRONG. OK. Were there any other details that he offered as to what his testimony was at that time?

Mr. DAVIS. No, there were none.

Mr. ARMSTRONG. Can you tell us what your response was during that phone call?

Mr. DAVIS. I think I said something like, "Oh, hell."

Mr. ARMSTRONG. Other than that, sir?

Mr. DAVIS. Well, I told him that you folks were calling me and that I would probably have to testify on the same thing.

Mr. ARMSTRONG. Did you discuss any other details of what your testimony would be at that time?

Mr. DAVIS. No, I did not.

Mr. ARMSTRONG. And did you discuss with him—was there any discussion of whether or not you would retain counsel—with Mr. Rebozo?

Mr. DAVIS. No, not with him. He seemed to have his own troubles.

Mr. ARMSTRONG. One detail I neglected to get about the form in which you gave the money—the envelope itself that the money was in, which you described as approximately 8 by 11 or letterhead size, was that marked in any way? Was there any distinguishing characteristic?

[Mr. Davis nods in the negative.]

Mr. ARMSTRONG. It did not have a return address or anything?

Mr. DAVIS. It was a plain envelope.

Mr. ARMSTRONG. Do you recall if it was sealed or anything?

Mr. DAVIS. It was sealed.

Mr. ARMSTRONG. Was it opened during the time—

Mr. DAVIS. It was not.

Mr. ARMSTRONG [continuing]. You were with Mr. Rebozo?

[Mr. Davis nods in the negative.]

Mr. ARMSTRONG. Incidentally, in Mr. Rebozo's telephone conversation with you a few weeks ago, did he indicate whether or not he had opened that package?

Mr. DAVIS. No; he did not.

Mr. ARMSTRONG. He did not indicate one way or another whether he had opened it?

Mr. DAVIS. No.

Mr. ARMSTRONG. Prior to April 5, 1972, you mentioned you had had a telephone conversation with Mr. Rebozo about 10 days prior. Can you describe for us that telephone conversation—what took place at that time?

Mr. DAVIS. This was an effort to set up an appointment with him to bring the contribution to him—to try to set up a date on which we would both be available.

Mr. ARMSTRONG. Was Mr. Rebozo aware at that time of the size of the contribution?

Mr. DAVIS. No; he did not know how much.

Mr. ARMSTRONG. So his first indication of the size was on April 5 when you delivered it to him?

Mr. DAVIS. That is correct.

Mr. ARMSTRONG. Then you had a subsequent conversation with him shortly before April 5 to arrange that—to finalize that date.

Mr. DAVIS. Yes.

Mr. ARMSTRONG. Do you recall when the possibility of a contribution was first raised and by whom?

Mr. DAVIS. Well, my brother J. E. and I probably discussed this, I would say in February, that we thought we should make a contribution.

Mr. ARMSTRONG. Do you recall if you discussed the size of the contribution at that time?

Mr. DAVIS. Yes; we discussed that to some extent.

Mr. ARMSTRONG. And arrived at the figure?

Mr. DAVIS. Arrived at the \$50,000.

Mr. ARMSTRONG. Do you know if prior to that time either you or Mr. J. E. Davis had any contact with Mr. Rebozo or any other representative of the campaign?

Mr. DAVIS. Prior to February?

Mr. ARMSTRONG. Prior to February 1972 with the purpose of soliciting contributions.

Mr. DAVIS. I am guessing on this date, but I would say before February we did not have; no.

Mr. ARMSTRONG. Subsequent to your conversation in February, did you have—what contact did you have with Mr. Rebozo or any other representative of the campaign?

Mr. DAVIS. None that I remember, until I saw him.

Mr. ARMSTRONG. So the first time that you alerted Mr. Rebozo that there was a campaign contribution coming was that call 10 days prior to April 5?

Mr. DAVIS. Yes.

Mr. ARMSTRONG. Now, you mentioned—it was perhaps a little unclear—that you thought that your brother had had a conversation with Mr. Rebozo; that Mr. Rebozo had mentioned having a conversation with your brother prior to the April 5 meeting. Do you recall approximately when that was and what the substance of that would have been?

Mr. DAVIS. That would have been the proposal that we wanted to make a contribution and that I would be coming to see him shortly.

Mr. ARMSTRONG. And that would have been initiated by Mr. J. E. Davis?

Mr. DAVIS. That particular thing would have been, yes.

Mr. ARMSTRONG. As opposed to Mr. Rebozo coming to him and soliciting a contribution?

Mr. DAVIS. Yes; that is right.

Mr. ARMSTRONG. Do you recall when that was in time? That would have been prior to your phone call which was about 10 days before April 5?

Mr. DAVIS. I do not recall the time and place.

Mr. ARMSTRONG. But it would have been the first contact with Mr. Rebozo?

Mr. DAVIS. Yes; I would think the first contact. However, Mr. Rebozo is our banker. We do not just have a contact with him on political campaigns. Our store in Key Biscayne banks with Mr. Rebozo, so he is a long-time family friend. So there is no way for me to say that we did not have talks with him about other things.

Mr. ARMSTRONG. Can you tell us when you first met Mr. Rebozo?

Mr. DAVIS. I met Mr. Rebozo—J. E. knew Mr. Rebozo before I did. As a matter of fact, Mr. Rebozo went to high school with J. E.'s wife in Miami. I would think I met Mr. Rebozo in 1971 sometime. I do not recall having met him before that time. It is possible that I did, but I never lived in Miami very much; and of course, J. E. did live in Miami.

Mr. ARMSTRONG. Do you recall the occasion of that meeting?

Mr. COLE. Which meeting?

Mr. ARMSTRONG. 1971, sir.

Mr. DAVIS. No; I do not recall it. Maybe I dropped by the bank to see how our account was doing or something.

Mr. ARMSTRONG. Now, the account that you maintain at the bank, is that just for the store at Key Biscayne? There are no corporate accounts there?

Mr. DAVIS. That is a corporate account.

Mr. ARMSTRONG. But not for the corporate office itself?

Mr. DAVIS. No. This is a branch store account.

Mr. ARMSTRONG. Do you have any personal accounts, either yourself or your brothers—do you have any personal accounts?

Mr. DAVIS. I do not, and I have no knowledge of my brothers having any.

Mr. ARMSTRONG. Have you had any business or financial transactions with Mr. Rebozo, other than the campaign contribution?

Mr. DAVIS. Those are the only ones.

Mr. ARMSTRONG. To your knowledge, has Mr. Rebozo borrowed any money from the Winn-Dixie Corp. or any of its subsidiaries?

Mr. DAVIS. He has not.

Mr. ARMSTRONG. Has Mr. Rebozo had any financial or business transactions with the Winn-Dixie or any of its subsidiaries, other than the one we have discussed?

Mr. DAVIS. No; not to my knowledge. I hope he trades with us.

Mr. COLE. He buys his groceries. He does not get them free like somebody else I once read about.

Mr. DAVIS. No.

Mr. ARMSTRONG. Regarding the campaign contribution—

Mr. DAVIS. Oh, there is one more thing. Mr. Rebozo had—we did talk to him on occasion. It could have been before 1971, because we

had a store in Key Biscayne that burned, and we were having a very difficult time getting our landlord to rebuild it. We did ask him for some help with that landlord in rebuilding the store. The thing went on for a year or more. That might not have been me or J. E., but it would have been some of our men in charge of the operations in that area.

Mr. ARMSTRONG. OK. In that case, you and Mr. J. E. Davis would have been acting as representatives of the Winn-Dixie Corp. as officers, and Mr. Rebozo would have been acting as the banker in the area.

Mr. DAVIS. As our banker trying to help us get the store back so he could have an account back again.

Mr. ARMSTRONG. All right. Did you have any discussions with anyone else regarding this campaign contribution prior to this occasion?

Mr. DAVIS. I do not recall any, other than J. E. and I.

Mr. ARMSTRONG. You never discussed it with any representatives or agents of Mr. Rebozo?

Mr. DAVIS. No; I did not.

Mr. ARMSTRONG. Can you tell us how you decided to give the contribution to Mr. Rebozo, as opposed to some other representative of the campaign?

Mr. DAVIS. Well, Mr. Rebozo, being our banker and being a friend of ours and a man we trusted—we felt like he was a proper channel to use.

Mr. ARMSTRONG. Had you used that channel on any prior occasions for campaign contributions?

Mr. COLE. I am going to object to this on the ground that, as I understand it, the scope of the committee's inquiry is to the Presidential campaign of 1972, and I heard you when you asked about January 1, 1969, and I thought that that was a fair question because it ran to the forthcoming campaign. And if you limit it to that, I think the witness should answer. But if you are going to go beyond that, I ask you, does that not go beyond the scope of the committee's jurisdiction?

Senator TALMADGE. Do you wish to comment?

Mr. LENZNER. I think, Senator, the best way to answer this is to say that we have information that apparently there was a prior contribution that allegedly went to Mr. Rebozo, but was held over from the 1968 campaign, and funds were utilized—actually transmitted to Mr. Kalmbach for Mr. Ulasewicz' use and Mr. Caulfield's use, a subject which had been testified to before this committee. That would be the pertinent part of it—the derivation of those funds which ultimately ended up in the Ulasewicz account in Newport Beach, Calif.

Senator TALMADGE. Let me see if I understand your argument. Now, there is some evidence that Mr. Davis made a campaign contribution in 1968 and it was held by Mr. Rebozo for 4 years and then went into the fund that was utilized by Mr. Ulasewicz in the year 1972. Is that your contention?

Mr. LENZNER. Our understanding, Senator, is that it was not entirely held over for 4 years. Our understanding is that a part of those funds were transmitted in 1969 to Mr. Kalmbach, according to Mr. Kalmbach, pursuant to discussions with Mr. Rebozo that the money was to be used in a special trust account. Mr. Kalmbach retained, under

Mr. Haldeman's directions, for the Caulfield-Ulasewicz activities. The rest of it, as I understand it, was retained until 1972, and was converted in June, I believe it was—shortly after June 17, as a matter of fact just about a week or two after that—converted for Mr. Rebozo's use.

Senator TALMADGE. Repeat your question, now, and then let us hear the counsel's objection.

Mr. ARMSTRONG. Can you tell us if there was prior use of that channel—the way the question was phrased—whether Mr. Rebozo had been contacted previously—

Senator TALMADGE. Your question is, as I take it, whether or not Mr. Davis made a prior contribution to the \$50,000 that he delivered for him and his brother.

Mr. LENZNER. Through Mr. Rebozo, not any other contributions. Just solely any contacts through Mr. Rebozo. We're not interested in anybody else.

Mr. COLE. But I understood your question to go to prior to 1972.

Mr. ARMSTRONG. Yes, sir.

Mr. COLE. I think there is something wrong with the way you have restated your question.

Mr. ARMSTRONG. Can I restate it again? Maybe I can get it clearer.

Mr. COLE. Why don't you.

Mr. ARMSTRONG. Prior to April 5, 1972, did you transmit any funds to Mr. Rebozo for the purposes of a campaign contribution?

Mr. COLE. My position is, Senator, that that is a perfectly fair question if it has a cutoff in time back to January 1, 1969, which is when the period after the 1968 election would have commenced, because as I understand this committee's jurisdiction, it runs to the 1972 campaign and not to the 1968 campaign, and consequently if the question that is being asked is limited to anything in the 1972 campaign, that is, any kind of a contribution from January 1, 1969, I have no objection. If it goes to 1968 and before, I do have an objection, and having heard the gentleman from the staff try to explain why they are looking at it, I think that I understand their problem, and I think that this is a question that might properly be directed toward Mr. Rebozo and Mr. Ulasewicz, and so forth.

But if—and I am not now saying that the Davises did or did not give any money prior to that time—but if they did, they certainly had no expectation that it was going to be held and used 4 years later for other purposes. If they gave a contribution in 1968 or 1964, it was designated for those campaigns, and it was not designated for being held over for 4 years later. In other words, it is not their problem what happened. It is the problem of these other people.

Mr. LENZNER. I wonder if maybe we could ask some foundation questions, Senator, and see if we can establish a proper foundation?

Senator TALMADGE. I will reserve ruling on it, then, if you want to proceed. I concur with Mr. Cole's view that this investigation is limited to the campaign year 1972. Unless you can tie them together with some factual causes there, I am inclined to think that counsel's objection is valid.

Mr. LENZNER. All right, sir. Let me go back to the contribution which was previously discussed with regard to April 5, 1972.

Mr. DAVIS, did Mr. Rebozo furnish you with a receipt for the funds which you turned over to him on that date?

Mr. DAVIS. He did not.

Mr. LENZNER. Did he furnish you with any evidence of any kind that would reflect his receipt of those funds from you?

Mr. DAVIS. No, he did not.

Mr. LENZNER. Did there come a time after April 5, 1972, that your contribution was acknowledged by anybody formally or informally?

Mr. DAVIS. To my disappointment, it was not.

Mr. LENZNER. What you are saying, then, sir, is that you never received a thank-you letter or an acknowledgement letter from the Finance Committee To Re-Elect the President, the President, or anyone representing him?

Mr. DAVIS. Well, we could have received a letter from the Republican organization thanking us for our contributions, yes; but not mentioning any amount. We could have received a letter from the Republican National Committee thanking us for our support. I do not have any direct recall about that, but I do think that we did get a letter within a short length of time, 60 days maybe, thanking us for our help. And we assumed that it was with regard to this.

Mr. LENZNER. You say you do have a specific recollection of receiving such a letter?

Mr. DAVIS. Yes; I do.

Mr. LENZNER. Do you recall who sent that letter to you?

Mr. DAVIS. No; I do not even remember who it was signed by.

Mr. LENZNER. You do not recall whether it was from Mr. Stans?

Mr. DAVIS. No; I do not. I don't even know whether I still have the letter or not.

Mr. LENZNER. And you say it was from the Republican National Committee?

Mr. DAVIS. Yes; that is my memory of the letterhead.

Mr. LENZNER. So it was not from the Finance Committee To Re-Elect the President or the Committee To Re-Elect the President?

Mr. DAVIS. I really do not remember.

Mr. LENZNER. Do you know if your brothers got such a letter also? Was this addressed to you solely or to your brothers?

Mr. DAVIS. I do not know.

Mr. LENZNER. Did you furnish any funds to the Republican National Committee in addition to the funds that you have already testified about?

Mr. DAVIS. I did not.

Mr. LENZNER. Do you know how the funds you did transmit were transmitted to the campaign?

Mr. DAVIS. I do not.

Mr. LENZNER. Do you know if the funds you furnished were transmitted to the campaign, of your own knowledge?

Mr. DAVIS. I would bet my life on it.

Mr. LENZNER. But you have no independent information?

Mr. DAVIS. No.

Mr. LENZNER. Can you tell us why you are so confident that the funds were, in fact, transmitted to the campaign?

Mr. DAVIS. You either trust a man or you do not trust a man. I do trust Bebe Rebozo.

Mr. LENZNER. And what do you base that on?

Mr. DAVIS. Trust, faith.

Mr. LENZNER. From your prior experience with him?

Mr. DAVIS. Yes; our dealings with him.

Mr. COLE. These dealings that you are talking about are the dealings in his bank.

Mr. DAVIS. In his bank. But we do trust the man.

Senator TALMADGE. It is a fair conclusion you would not give him \$50,000, had you not trusted him, is it not?

Mr. DAVIS. Very much so, especially in currency.

Mr. LENZNER. Do you have any information or knowledge as to whether the funds you furnished Mr. Rebozo in the past for any purpose have ever been diverted by him to a different purpose other than the ones you designated it for?

Mr. DAVIS. I have no knowledge of any such thing.

Mr. LENZNER. Did you ever have any discussions with Mr. Rebozo with regard to his obtaining the funds for the use of the President other than as political contributions?

Mr. DAVIS. I did not.

Mr. LENZNER. And the same question, have you had discussions with Mr. Rebozo—for him to obtain funds for the use of other individuals besides the President?

Mr. DAVIS. I did not.

Mr. LENZNER. Do you have a relative by the name of Mr. Robert Davis?

Mr. DAVIS. Yes, it is my son—Robert D. Davis.

Mr. LENZNER. 3664 Richmond Street, Jacksonville?

Mr. DAVIS. Yes, that is my son.

Mr. LENZNER. Are you aware whether he contributed to the 1972 Presidential campaign for President Nixon?

Mr. DAVIS. He is a pretty rabid Republican—or he was—so he may have.

Mr. LENZNER. Do you know if he received an acknowledgement of his contribution?

Mr. DAVIS. I do not.

Mr. LENZNER. Excuse me one second, sir. [Pause.] Mr. Davis, you spoke before of your assurance and confidence that the funds transmitted by Mr. Rebozo would go to the campaign. Can I ask you, sir, generally, was that confidence based on any experience that you had had prior to April 5, 1972, with regard to political contributions?

Mr. DAVIS. No, it was not.

Mr. LENZNER. So you based it solely on your business experiences with Mr. Rebozo?

Mr. DAVIS. [Nods in the affirmative.] And our regard for him, and our dealings with him in the past, in the bank and so forth—right. We felt sure that he would not keep the money for himself.

Mr. LENZNER. Senator, I guess there are two points here. One is that the list of pre-April 7, 1972, contributors does not reflect the contribution from Mr. A. D. Davis or Mr. J. E. Davis of any amount, although it does reflect \$1,000 received from, I guess, your son, Mr. Robert Davis. And in view of the fact that we have some evidence that Mr. Rebozo did divert the 1968 campaign funds, apparently,

also received from Mr. Davis, we think that that is significant and relevant to determine whether Mr. Rebozo had designated Mr. Davis, although Mr. Davis may not have known about it, as a person whose funds could be used or diverted out of the regular channels for political contributions and used in some other way. And that is really what we are getting at.

Senator TALMADGE. How does that relate to this? The witness has admitted that he contributed \$50,000 on his own behalf and on behalf of his brother to Bebe Rebozo on April 5. If that was not reported, how does that relate to Davis?

Mr. LENZNER. Well, because if Mr. Rebozo had taken a contribution from Mr. Davis in 1968 and if we can ascertain that from Mr. Davis, and having ascertained from some records that Mr. Rebozo in fact diverted funds from Mr. Davis in 1968, it would show, for one thing, that when he went to see Mr. Davis on April 5, 1972, his intention was not to transmit the funds for political uses, but to do something similar to what he had done with the 1968 funds from the same contributor.

Mr. ARMSTRONG. The "his" refers to Mr. Rebozo's intentions, not Mr. Davis' intentions.

Mr. LENZNER. Exactly.

Senator TALMADGE. Do you have any comment on that?

Mr. COLE. I am just surprised, Senator, because it seems to me that this was a problem that goes to what Mr. Rebozo may have done or may not have done. But the question of whether or not Mr. Davis or his brother may have made a contribution to the 1968 campaign, it seems to me, is completely outside the scope of this committee's inquiry. I think it may be within the scope to inquire of Mr. Rebozo what he may have done with money, but I do not think that there is any jurisdiction in this committee, as I read the resolution, to be inquiring of a citizen as to whether or not they made campaign contributions in 1968, 1964, or 1960, no matter what Mr. Rebozo did with the money.

Senator TALMADGE. It seems to me, Mr. Lenzner, that counsel's objection is valid, and I think you could go into Mr. Rebozo's inquiry at length on that. But I do not think Mr. Davis would be competent to testify as to what pattern Mr. Rebozo had in this thing.

Mr. LENZNER. Well, we would not pursue that, except to determine for the record whether or not—I will not even ask the sum at this time, if the chairman feels it is not appropriate—but just a yes or no answer—whether Mr. Davis, in fact, did contribute funds through Mr. Rebozo in 1968. I am not asking for a specific amount at this time.

Senator TALMADGE. And the counsel objects to that question on the grounds that it is outside of the purview of the resolution?

Mr. COLE. Right; on the grounds of whether anybody made a contribution in 1968 is outside the scope of the investigation, although it may well be that it is within the scope of the investigation to find out what Mr. Rebozo may have done with money, but not whether anyone made a contribution to the 1968 campaign. I think that is what is outside the scope of the committee's jurisdiction.

Mr. SCHULTZ. Senator, I might say that I think Mr. Lenzner is trying to be eminently fair in his description of the testimony the

committee has had, though I really do not share his use of the word "divert," though it is reasonable. It is reasonable because there is some testimony of the handling of such money, but to continually refer and use the term "divert," I am not so sure adequately or really clearly describes the testimony. But there is some testimony in question before the committee.

Mr. LENZNER. To some extent I suppose that we are trying to obtain a record to determine the accuracy to some extent of what Mr. Rebozo has testified to and what he might testify to in the future. I think we have in the past, Senator, particularly with the Kalmbach situation, when their funds have been determined to have been used for activities that the committee has investigated—Caulfield, Ulasewicz, some of the other political-intelligence-gathering apparatus—that the committee has obtained some evidence and allowed it in as to the origin and derivation of the funds that were used to support those kinds of activities.

I agree that we are not seeking information—we are not allowed to—with regard to the 1968 campaign, except as it extends to these activities that we have been investigating. We are not on a general search for 1968 contributors, and I would restrict my questions simply to—at least at this time, and if it becomes pertinent we could pursue it, perhaps at a later session—but simply to establish for the record whether Mr. Rebozo was used as a conduit. As far as Mr. Davis knows the money went to the campaign.

All I want to do is establish the fact that Mr. Rebozo did receive some funds in 1968 which we feel did not go to the campaign, and when he showed on April 5, 1972, that he had exactly that same intention in mind.

Senator TALMADGE. Unless there is a causal connection there and counsel objects, I would have to rule that you cannot go into 1968 contributions at this time. I do not know what connection there may be. But counsel has objected to going into a 1968 campaign, and our resolution restricts us to the year 1972.

Mr. LENZNER. I think you have stated, Mr. Davis, that you did not discuss with Mr. Rebozo the obtaining of cash for any other purpose other than political contributions.

Is that an accurate statement?

Mr. DAVIS. That is correct.

Mr. ARMSTRONG. Incidentally, regarding the April 5, 1972, contribution, was there any discussion with Mr. Rebozo by either yourself or Mr. J. E. Davis regarding the form of the contribution, whether it should be in cash or check?

Mr. DAVIS. No, that was our choice.

Mr. ARMSTRONG. Was there any reason for making that choice on your part?

Mr. DAVIS. I think I have answered that a while ago.

Mr. COLE. I think he testified that he and his brother wanted to keep this as anonymous as possible so that they would not be embarrassed with their Democratic friends and their names would not appear so that people would hear about it. That was his testimony.

Mr. ARMSTRONG. I understand that. I thought the testimony was to the point of why the contribution was made prior to April 7. I did not realize—well, let me ask you the question this way, then, sir.

Was it your intention that individuals working for the campaign committee themselves, who might see the name on the check, would not know the source of the contribution?

Mr. DAVIS. Well, there was another reason for giving it in cash. It was our understanding that this money would be distributed to the various committees, and we could not make checks to all of these different committees. We did not know where the committees were. But we understood this would be distributed to 10 or 12 committees, and this would be a simpler thing to do in cash than it would be in checks, because we did not have the names of the committees to put on them.

Mr. ARMSTRONG. Was any request made for the names of the committees?

Mr. DAVIS. No, there wasn't.

Mr. LENZNER. Mr. Cole, if I could request that if Mr. Davis still has in his possession the letter that he referred to—

Mr. COLE. I must say that is the first I ever heard of it, this letter from the Republican committee.

Mr. DAVIS. Would you make a note of that?

You have something else?

Mr. COLE. I have two other things.

Mr. DAVIS. I will see if it can be found.

Mr. ARMSTRONG. Mr. Davis, in the past on any other occasions—and I am not concerned about which occasions—that you have made campaign contributions, have you received receipts or acknowledgments for those campaign contributions, regardless of what campaign?

Were you accustomed to receiving receipts or acknowledgments?

Mr. DAVIS. No, we were not.

Mr. ARMSTRONG. Even in the case where cash contributions were made?

Was it customary to make contributions in cash?

Mr. DAVIS. It generally was. Maybe a phone call, or a thank you in person.

Mr. ARMSTRONG. Were there any other instances in which there were no acknowledgment by the candidate?

Senator TALMADGE. Excuse me. I have got to go vote.

[Recess.]

Senator TALMADGE. You may proceed, gentlemen.

Mr. ARMSTRONG. Do you recall any other occasions where the candidate himself, or a direct representative of the candidate, did not acknowledge in some way, either personally or by phone call or by letter, the receipt of the contribution?

Mr. DAVIS. Are you speaking of President Nixon?

Mr. ARMSTRONG. I am speaking of any political contributions of any type. I am not concerned about which contributions, but in your experience in the past, have there ever been political contributions you made when you received absolutely no acknowledgment?

Mr. DAVIS. Yes; I think that is true.

Mr. ARMSTRONG. Has that ever happened before, in any campaign you have contributed to, on behalf of President Nixon?

Mr. DAVIS. Not that I recall.

Mr. ARMSTRONG. Between November 6, 1968, which I believe was the day after the 1968 election, through January 1, 1969, did you make any

contribution to any of President Nixon's reelection campaigns? I acknowledge that a contribution during that period might have been intended as a 1968 contribution, but subsequent to the 1968 election, such as I believe it has been ruled in the past, to be within the scope of the committee.

Mr. COLE. Do you understand the question?

Mr. ARMSTRONG. Between November—

Mr. COLE. I think what Mr. Armstrong is asking you is, we were using a date before of January 1, 1969, as a cutoff, and he is going back to November—

Mr. ARMSTRONG [continuing]. November 6, 1968.

Mr. COLE. Which is after the 1968 election.

Mr. ARMSTRONG. Yes.

Mr. COLE. I'm taking your word for it. In any event, sometime after the November 1968 election, did you make a contribution?

Mr. DAVIS. Did I make a contribution?

Mr. COLE. Yes.

Mr. DAVIS. I do not recall any.

Mr. ARMSTRONG. Are you aware of any contribution that any of your brothers made during that period?

Mr. DAVIS. I am not.

Mr. ARMSTRONG. Mr. Davis, I would like to show you a column, the Washington Merry-Go-Round, by Jack Anderson, dated Wednesday, January 23, 1974, which purports to discuss the fact that Mr. Anderson had learned—

From sources that have been 100 percent reliable in the past, we have now learned that other fat cats delivered cash for Mr. Nixon through his Florida friend. No written receipts, apparently, were given our sources to say that the President usually would acknowledge the contributions by phoning the contributors and thanking them.

At this point, we have been able to locate and identify only one of the cash contributions positively. This is a \$10,000 check from the Davis brothers, who founded the Winn-Dixie supermarkets chain. An intermediary, after checking with Rebozo, said that he had acknowledged receipt of the \$10,000 from the Davises, and collecting other cash contributions during the 1968 campaign (J. E. Davis, the Winn-Dixie chairman, failed to return our calls).

Can we have this marked as exhibit 1?

Mr. COLE. As I read the exhibit, it relates to the 1968 campaign. My objection continues to stand, Senator, but if the staff wants to have it marked, I have no objection to having it marked.

Mr. ARMSTRONG. All right. I believe it is our position that it is unclear whether the reference that is made, the contribution, the \$10,000 from the Davises, is for the 1968 campaign. It does occur in the same sentence which said, "accepting the \$10,000 from the Davises and collecting other contributions during the 1968 campaign."

Senator TALMADGE. If there is no objection, it will be admitted into evidence at this point.

[Whereupon, the document referred to was marked A. D. Davis exhibit No. 1.*]

Mr. ARMSTRONG. Let me show you that, Mr. Davis, just to give you an opportunity to peruse it.

Mr. DAVIS. I've got a better copy than that. You can hardly read that.

Mr. LENZNER. I might say, Senator, for the record, while Mr. Davis is reading that, we were not aware of this contribution either, until

* See p. 10590.

we read it in Mr. Anderson's column. So the record can reflect we didn't have any responsibility for that article.

Mr. DAVIS. I object to being called a fat cat. [Laughter].

Can you sustain that?

Mr. COLE. That's all right, no objection.

Mr. DAVIS. Any questions on this?

Mr. ARMSTRONG. Yes. Do you recall seeing that column contemporaneous with this publication?

Mr. DAVIS. Yes.

Mr. ARMSTRONG. Do you recall if you discussed that with anyone at that time, or subsequently?

Mr. COLE. I can tell you he discussed it with me, because of the copy he's got in his hand.

Mr. ARMSTRONG. Aside from counsel?

Mr. DAVIS. I discussed it with my brother, J. E. Are we going to get into 1968?

Mr. COLE. I am going to object if you are going to ask him anything about his contributions in 1968, as I did before and I think the Chair sustained us. I have not objected to the introduction of the column into evidence as an exhibit, but if your question is to go through this route, back to where the Chair has foreclosed you, I certainly will object.

Mr. ARMSTRONG. First of all, I do not believe that it is clear to us that it makes reference to a 1968 contribution.

Mr. COLE. This is why I am not objecting.

Mr. ARMSTRONG. It could be referring to a 1972 contribution.

Mr. COLE. If this is something that goes to anything beyond the 1968 campaign, I think you should answer it. He's not asking about 1968. I know you are confused, because this appears to relate to 1968. Disregard the column. His question is, was there any contribution made after the 1968 campaign of a \$10,000 gift, I guess, to Rebozo?

Mr. DAVIS. After 1968?

Mr. COLE. After the 1968 election, which would have been some time in November of 1968.

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Thank you for that question.

Mr. COLE. I am trying hard.

Mr. ARMSTRONG. My question was going to be, can you tell us what discussions you had with Mr. J. E. Davis regarding this column?

Mr. DAVIS. This is 1968?

Mr. COLE. Yes, I object, if this is the purpose of your question. This goes to the 1968 campaign. I move, Senator, that the ruling that the Chair made before holds to this, that this seems to be relating to a contribution of the 1968 campaign. I think what Mr. Armstrong is trying to do is to go through the back door and try to get something he was foreclosed from getting in the front door.

Senator TALMADGE. Any comment?

Mr. ARMSTRONG. We are attempting, Mr. Chairman, in this case, to determine whether or not Mr. Davis' representations about his faith in Mr. Rebozo were at any time shaken, and whether or not there was any effort made on the part of either Mr. A. D. Davis or J. E. Davis

to ascertain from Mr. Rebozo, or anyone else, whether in fact the campaign contributions had been properly handled and reported.

Senator TALMADGE. I do not think you can go into the 1968 campaign, and that does seem to be related to it.

Mr. LENZNER. Because we did not know—I guess, until Mr. Davis indicated that the column referred to an actual 1968 contribution—we did not know the answer to that question. But, in any event, can we ask the question that Mr. Armstrong is suggesting, and that is, whether there was any inquiry made with regard to the 1972 campaign because of this information that became public?

Senator TALMADGE. State your question, then. I did not get it.

Mr. ARMSTRONG. Well, Mr. Davis, have you or Mr. J. E. Davis had any occasion to inquire of Mr. Rebozo as to the handling and recording, proper handling and recording, of campaign funds?

Mr. DAVIS. We have not.

Mr. ARMSTRONG. And have you received, from Mr. Rebozo or anyone else, any reassurances that the campaign funds—in this case, the 1972 campaign funds—were in fact properly received and recorded?

Mr. DAVIS. We have not.

Mr. ARMSTRONG. Excuse me, can we go off the record?

[Discussion off the record.]

Mr. ARMSTRONG. Mr. Davis, have you or any of your brothers, to your knowledge, made any contribution to the Florida Nixon for President Committee?

Mr. COLE. For the 1972 campaign.

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. During the calendar year 1968 or 1969, did you make any contribution to the Florida Nixon for President Committee?

Mr. COLE. I think the ruling of the Chair effectively cuts that 1968 to November of 1968 and forward.

Mr. ARMSTRONG. Some of the money contributed prior to November 1968 was used in the 1972 campaign. There is a prior ruling by Chairman Ervin on the relevance of inquiring as to the activities of that particular campaign committee.

Mr. COLE. Well, I don't know anything about Chairman Ervin's ruling, but I think, consistent with the ruling that was made today by Senator Talmadge, whether it is the Florida Nixon campaign, or whether it is Bebe Rebozo, if they hold it over from a 1968 campaign, I do not think that Mr. Davis should be inquired of concerning contributions in the 1968 campaign. So I am going to continue to object. If you want to ask about the Florida for Nixon campaign, beginning after the November 1968 election, I have no objection to the question. It is only prior to that. I think that this committee has to have a cut-off, and as I understand it, the cutoff is the 1972 campaign, and that begins after the 1968 election.

I do not know anything about Senator Ervin's ruling, but I certainly know that Senator Talmadge's ruling was today.

Mr. ARMSTRONG. Senator, other than our representation that in the past we have been allowed to make inquiries into the Florida Nixon for President Committee activities, as a result of the use of those campaign funds in the 1972 campaign—

Senator TALMADGE. What is your question, now?

Mr. ARMSTRONG. My question is, whether or not Mr. Davis or any of his brothers, to his knowledge, have made any contribution during the calendar year 1968 or 1969 to the Florida Nixon for President Committee?

Mr. COLE. And my objection is that if that question is intended to go prior to November 6, 1968, it is in violation of the ruling that you made earlier today, Senator Talmadge, for the very same reasons.

Senator TALMADGE. How do you hope to tie that up, Mr. Armstrong? What has that got to do with the Presidential election of 1972 insofar as Davis is concerned?

Mr. ARMSTRONG. The question goes to whether or not Mr. Rebozo, or any representative of the Florida Nixon for President Committee, would have had reason, based on past experience, to believe that Mr. Davis would make a cash contribution and would not inquire as to its use, and that some use could be made of it resulting from the anonymity of the donor, which would be other than a typical campaign use, other than for typical campaign purposes.

Senator TALMADGE. I don't see the connection between that and the 1972 campaign. If Rebozo is under inquiry, I think it would be.

Mr. ARMSTRONG. All right. We will move on.

Mr. LENZNER. Let's go back a second to April 1972, Mr. Davis. You said that Mr. Rebozo said that he would speak to the President about the contribution. Is that correct, sir?

Mr. DAVIS. He would what?

Mr. LENZNER. He would speak to the President about the contribution.

Mr. DAVIS. Yes.

Mr. LENZNER. Did he ever advise you as to whether he had or had not spoken to the President?

Mr. DAVIS. I never inquired.

Mr. LENZNER. And he never advised you of that?

Mr. DAVIS. No.

Mr. LENZNER. Did you ever speak with the President with regard to the contribution?

Mr. DAVIS. I did not.

Mr. LENZNER. Have you, on occasion, since January 1969, had occasion to communicate with President Nixon directly on any matter?

Mr. DAVIS. I have not. I have never met him.

Mr. LENZNER. You have given us the source of your contribution, sir, and we appreciate that. Do you know the source of your brother's contribution, how he obtained the funds?

Mr. DAVIS. I do not. I assume he got them just like I did.

Mr. LENZNER. Excuse me, sir?

Mr. DAVIS. I assume he got them just like I did.

Mr. LENZNER. When Mr. Rebozo discussed the contribution with you, did he specify what the nature of the currency ought to be? Did he indicate in any way whether it should be \$100 bills or anything of that kind?

Mr. DAVIS. He did not request that it be currency.

Mr. LENZNER. But did he make a request? Did he have any discussion with you at all with regard to that?

Mr. DAVIS. No. As far as he knew, it would have been a check.

Mr. LENZNER. And you discussed, for the first time with him, how the money would be divided up when you were at, I think you said, the King's Inn. Is that correct?

Mr. DAVIS. That is correct.

Mr. LENZNER. Who raised the subject of how the money would be divided up?

Mr. DAVIS. I raised the subject.

Mr. LENZNER. And do you recall what you said, what Mr. Rebozo said to you when you raised that issue?

Mr. DAVIS. If you will read what I said a while ago, it would cover it. I don't think I could repeat the thing exactly. It's in the record, I think.

Mr. COLE. Yes.

Mr. LENZNER. Do you have anything to add to that? I think what you basically said was, you wanted it divided up, and he said that could be done among some committees. Is that all he said?

Mr. DAVIS. He said he had no problem.

Mr. LENZNER. Was anyone else present at that conversation beside yourself?

Mr. DAVIS. There was not.

Mr. LENZNER. I think you also said—you made reference to telling Mr. Rebozo the thing about no strings attached. I think that was your words. Can you explain what you meant by that?

Mr. DAVIS. Those are not my words.

Mr. LENZNER. Were those Mr. Rebozo's words?

Mr. DAVIS. I said that we had no ax to grind.

Mr. LENZNER. Well, the record may not reflect this, but I wrote down the words, "no strings attached", from that discussion. You do not recall saying that, though?

Mr. DAVIS. I think I said we did not have an ax to grind, that we wanted good government.

Mr. LENZNER. And no specific issues of any kind were discussed at that conversation?

Mr. DAVIS. There were not.

Mr. LENZNER. Do you have any idea, Mr. Davis, with regard to this list, which was obtained by the committee and has been identified as a list of the Finance Committee To Re-Elect the President, of contributors prior to April 7, 1972, why your contribution, in your name and your brother's name, would not be on that list?

Mr. COLE. I'm going to let him answer, but I think it's a terribly unfair question. He didn't make up the list, he's never seen the list, he doesn't know who is on the list. But go ahead.

Mr. DAVIS. I have no knowledge of the list.

Mr. LENZNER. Did you ever request that your name not be placed on such a list?

Mr. DAVIS. I didn't know there was such a list coming out.

Mr. LENZNER. So the answer is no?

Mr. DAVIS. The answer is no.

Mr. ARMSTRONG. Mr. Davis, are you acquainted with Mr. Richard Danner?

Mr. DAVIS. Yes, I know Mr. Danner.

Mr. ARMSTRONG. Can you tell us when you first met Mr. Danner; in what context do you know him?

Mr. DAVIS. Well, Mr. Danner used to have an automobile agency in Vero Beach. He was campaign manager for George Smathers when Smathers beat Pepper, and exactly what day I met Mr. Danner I would not be able to tell you. But I have known him for a number of years.

Mr. ARMSTRONG. Can you give us just an approximation?

Mr. DAVIS. When did Smathers beat Pepper?

Senator TALMADGE. It must have been 1948 or thereabouts.

Mr. DAVIS. That would have been the time I met Mr. Danner for the first time.

Mr. ARMSTRONG. Have you ever had any business or financial transactions with Mr. Danner?

Mr. DAVIS. I have not. We may have bought an automobile from him when he was an automobile dealer.

Mr. ARMSTRONG. But with the exception of that?

Mr. DAVIS. Personally, no.

Mr. ARMSTRONG. Has the Winn-Dixie Corp.?

Mr. DAVIS. No, not to my knowledge.

Mr. ARMSTRONG. Have you ever discussed campaign contributions with Mr. Danner?

Mr. DAVIS. I have not.

Mr. ARMSTRONG. And has Mr. Danner ever sought to solicit a campaign contribution from you or your brothers?

Mr. DAVIS. He has not.

Mr. ARMSTRONG. Are you acquainted with former Senator George Smathers?

Mr. DAVIS. Yes, I am.

Mr. ARMSTRONG. Can you tell us how long you have known Senator Smathers?

Mr. DAVIS. Probably 30 years.

Mr. ARMSTRONG. And since January 1, 1969, have you discussed any Presidential campaign contributions with Senator Smathers?

Mr. DAVIS. I have not.

Mr. ARMSTRONG. Or, to your knowledge, have any of your brothers?

Mr. DAVIS. Not to my knowledge.

Mr. LENZNER. Just one question with regard to Mr. Danner. Did Mr. Danner ever discuss with you any of the issues relating to his employment at the Hughes Tool Co.?

Mr. DAVIS. No, I did not know he was going to go to work for Hughes until after it happened.

Mr. LENZNER. He did not seek any advice or counsel from you on that question?

Mr. DAVIS. He may have asked me about it. I would think the answer to that would be no.

Mr. LENZNER. Prior to the news media stories on Mr. Danner's contribution, or transmittal of funds to Mr. Rebozo in the amount of \$100,000, had you become aware of that?

Mr. DAVIS. I had not.

Mr. LENZNER. Have you had any discussions with Mr. Danner or Mr. Rebozo with regard to that contribution from Mr. Hughes?

Mr. DAVIS. I have not.

Mr. LENZNER. Did Mr. Danner ever represent you, or your brothers, or the Winn-Dixie Corp. in any financial transactions?

Mr. DAVIS. Not to my knowledge.

Mr. LENZNER. Are you aware whether Mr. Danner ever sought to represent, or did represent, you or your brothers and Winn-Dixie with regard to the purchase and acquisition of any property in Las Vegas, Nev.?

Mr. DAVIS. No. Did he represent anyone with regard to the purchase—

Mr. LENZNER. Of property in Las Vegas, Nev.?

Mr. COLE. I want to make sure you understand the question. As I understand it, you asked him whether Mr. Danner has ever represented Mr. Davis or his brothers or the Winn-Dixie Co. in the purchase of property in Las Vegas, real estate in Las Vegas?

Mr. LENZNER. In an attempt to purchase property.

Mr. DAVIS. He has not represented us.

Mr. LENZNER. Did the Winn-Dixie Co., or yourself, or your brothers ever seek to purchase the Tropicana?

Mr. DAVIS. I have talked with the owners of the Tropicana on two or three occasions, and never came to any results.

Mr. LENZNER. Well, was Mr. Danner—

Senator TALMADGE. Excuse me. I have got to go vote.

[Recess.]

Senator TALMADGE. You may proceed, Mr. Armstrong.

Mr. ARMSTRONG. Was Mr. Danner a party to those conversations at the time?

Mr. DAVIS. I had discussed with Mr. Danner the possibility of him managing this property if it was purchased, but the purchase never culminated. So that was the end of the deal.

Mr. ARMSTRONG. Did he take part in the negotiations himself?

Mr. DAVIS. Whether he sat in on one of those or not, I cannot remember. He might have. We were trying to get an option but we were not able to get the option, and I'm very happy we didn't.

Mr. ARMSTRONG. Can you place this in time?

Mr. DAVIS. This was me personally; this was not Winn-Dixie.

Mr. ARMSTRONG. Can you place this in time for us?

Mr. DAVIS. Oh, the fall of—the spring or fall of 1967.

Mr. ARMSTRONG. Oh, OK.

Mr. COLE. Well, without the range of your inquiry.

Mr. DAVIS. It was the fall of 1967.

Mr. ARMSTRONG. Was there any subsequent occasion after January 1, 1969, in which you negotiated or looked into the possibility of acquiring property in Las Vegas?

Mr. DAVIS. No.

Mr. ARMSTRONG. Since January 1, 1969, has the Winn-Dixie Corp., or any subsidiary of it, done any business with the U.S. Government in any way as a supplier?

Mr. COLE. What was the date?

Mr. ARMSTRONG. January 1, 1969.

Mr. DAVIS. Not to my knowledge, sir. It could have been isolated cases where a Coast Guard boat might have come in and bought something at his store.

Mr. ARMSTRONG. No contracts or ongoing service agreements or anything else?

Mr. DAVIS. No.

Mr. ARMSTRONG. Since January 1, 1969, has the Winn-Dixie Co., or any of its subsidiaries, or either yourself or any of your three brothers, been the subject of any investigation by any agency or department of the U.S. Government?

Mr. COLE. Since January 1, 1969?

Mr. DAVIS. Oh, we have had wage-hour investigations of the company. They practically go on continuously.

Mr. ARMSTRONG. I gather that is a common problem in the retail food business.

Mr. DAVIS. Yes. I do not know whether it involved investigations or not, but we have had suits on equal employment—blacks against whites, and so forth. I don't suppose that would be an investigation. That's just a lawsuit, isn't it?

Mr. ARMSTRONG. Any other investigations?

Mr. DAVIS. The Internal Revenue audits us every year, if you call that an investigation.

Mr. ARMSTRONG. To your knowledge, have they ever conducted a criminal investigation, the criminal section of the Internal Revenue Service?

Mr. DAVIS. [Nods in the negative.]

Mr. ARMSTRONG. The Securities and Exchange Commission since that time, January 1, 1969?

Mr. DAVIS. I have never had any problem with the Securities and Exchange Commission.

Mr. ARMSTRONG. Or any other Federal regulatory agency?

Mr. DAVIS. [Nods in the negative.]

Mr. ARMSTRONG. Of those three you mentioned, the wage and hour investigations, the suits on equal employment and the IRS audits, have you ever discussed any of those matters with Mr. Charles G. Rebozo, Bebe Rebozo?

Mr. DAVIS. I have not.

Mr. ARMSTRONG. Have you ever discussed those with Mr. Danner?

Mr. DAVIS. I have not.

Mr. ARMSTRONG. Have you ever discussed those with any representative of the present administration since January 1, 1969?

Mr. DAVIS. No.

Mr. ARMSTRONG. Other, of course, than in the context of the investigation itself?

Mr. DAVIS. No, I have not.

Mr. ARMSTRONG. OK. Since January 1, 1969, have you ever had any business or financial transactions with President Richard Nixon?

Mr. DAVIS. I have not.

Mr. ARMSTRONG. Has the Winn-Dixie Corp., or any of your brothers, to your knowledge, since January 1, 1969, had any business or financial transactions with President Richard Nixon?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. And since January 1, 1969, have you had any business or financial transactions with Mr. Charles G. Rebozo?

Mr. COLE. Other than those he has testified to?

Mr. ARMSTRONG. Other than the campaign contribution and the use of Key Biscayne Bank & Trust Co. by your local store?

Mr. DAVIS. And the assistance in getting the store built?

Mr. ARMSTRONG. Yes, sir.

Mr. DAVIS. He may be part owner of that store. I am not sure about that. But other than that, no.

Mr. ARMSTRONG. You are not sure if he is part owner?

Mr. DAVIS. No, I am not.

Mr. ARMSTRONG. Can you indicate some way we could check whether or not he is part owner?

Mr. DAVIS. Ask him.

Mr. COLE. We could check that, can't we?

Mr. DAVIS. Sure.

Mr. COLE. We'll check it for you.

Mr. ARMSTRONG. Thank you very much.

I would like to just ask a couple of questions in the area of business or financial transactions, just to see if any of them recall anything. I am not disputing Mr. Davis' testimony.

Since January 1, 1969, have you or the Winn-Dixie Corp. ever borrowed money from Mr. Rebozo or any corporation in which he has a proprietary interest?

Mr. DAVIS. We have not.

Mr. ARMSTRONG. Other, I gather, than the possibility of having borrowed from the Key Biscayne Bank & Trust Co. for the rebuilding of the store?

Mr. DAVIS. No. The store building is not owned by us. The store building is owned by an independent investor.

Mr. COLE. And that is what you meant earlier, did you not, when you said he might be a part owner of that store?

Mr. DAVIS. Yes.

Mr. COLE. I think that is important. He has no part of Winn-Dixie.

Mr. DAVIS. No; he might be part owner of the store which we rent from somebody.

Mr. ARMSTRONG. And the corporation you rent the store space from is not the corporation in which you have an interest?

Mr. DAVIS. No.

Mr. ARMSTRONG. Can you give us the name of that corporation, if you can recall it?

Mr. DAVIS. What do you mean, who owns the store?

Mr. ARMSTRONG. The corporation that owns the store in Key Biscayne.

Mr. COLE. With whom do you have your lease? We can drop, then, I suppose, your question about whether he is a part owner, because really it is not our business to know that.

Mr. ARMSTRONG. If you could help us with it, I would appreciate it.

Mr. COLE. Do you want to know from whom we lease, and if we know if Mr. Rebozo is a part of that operation?

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo or any corporation in which he has a proprietary interest acted as a cosignator or guarantor, in any business or financial transactions for either yourself, your brothers, or the Winn-Dixie Corp.?

Mr. DAVIS. He has not.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo provided, or any corporation in which he has a proprietary interest, including his bank, provided collateral or security for any business or financial transaction with yourself, your brothers, or Winn-Dixie?

Mr. DAVIS. He has not.

Mr. ARMSTRONG. Since January 1969, has Mr. Rebozo ever acted, or any corporation or agent, representative or designee of Mr. Rebozo's acted as your agent, representative or designee in any business or financial transaction, or the agent, representative or designee of the Winn-Dixie Corp. or your brothers?

Mr. DAVIS. He has not, unless he had something to do with getting the man to build us the store.

Mr. ARMSTRONG. OK, at the Key Biscayne store.

Now, since January 1, 1969, has Mr. Rebozo or any corporation in which he has a proprietary interest sold or exchanged any real or personal property to you or your brothers or the Winn-Dixie Corp.?

Mr. DAVIS. They have not.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo or any corporation in which he has a proprietary interest made any gifts to you, your brothers or the Winn-Dixie Co. valued in excess of \$100?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo or any agent, representative, employee of any corporation in which he has a proprietary interest asked you, your brothers, or the Winn-Dixie Corp. to provide him with any quantity of cash in \$100 bills?

Mr. DAVIS. No, he has not.

Mr. ARMSTRONG. That is not to be confused with a contribution.

Mr. DAVIS. This is not the contribution you are talking about?

Mr. ARMSTRONG. No. On that occasion, I gathered it was your idea to provide it in \$100 bills anyway.

[Mr. Davis nods in the affirmative.]

Mr. ARMSTRONG. Since January 1, 1969, have you provided to Mr. Rebozo, any quantity of cash over \$500 or have your brothers or the Winn-Dixie Corp., other than the campaign contribution on April 5, 1972?

Mr. DAVIS. We have not.

Mr. ARMSTRONG. Has Mr. Rebozo or any corporation in which he has a proprietary interest, since January 1, 1969, cashed a check for you, your brothers, or the Winn-Dixie Corp. in excess of \$500?

Mr. DAVIS. They have not.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo—

Mr. COLE. Can I stop you there for a minute?

Mr. ARMSTRONG. Sure.

Mr. COLE. That question and answer, I take it, was not intended to cover possible transactions between the Winn-Dixie store in Key Biscayne and the bank. Technically, that might have happened—you don't mean that?

Mr. ARMSTRONG. I do not mean that, as long as we are referring to the local store.

But no corporate transactions for the entire Winn-Dixie Corp.?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo or any corporation in which he has a proprietary interest borrowed money from you, your brothers or the Winn-Dixie Corp.?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Since January 1, 1969, have you, your brothers or the Winn-Dixie Corp. acted as the cosignators or guarantors on any

business or financial transactions for Mr. Rebozo or any corporation in which he has a proprietary interest?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Since January 1, 1969, have you, your brothers or the Winn-Dixie Corp. provided any collateral or security for any business or financial transaction involving Mr. Rebozo or any corporation in which he has a proprietary interest?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. OK. Since January 1, 1969, have you, your brothers, or the Winn-Dixie Corp., acted as the agent, representative, or designee of Mr. Rebozo or any corporation in which he has a proprietary interest in any business or financial transaction?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Since January 1, 1969, have you bought from Mr. Rebozo—you, your brothers, or the Winn-Dixie Corp.—purchased from Mr. Rebozo any real or personal property?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. And have you, since January 1, 1969, have you, your brothers, or the Winn-Dixie Corp. given Mr. Rebozo any gifts valued in excess of \$100?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Since January 1, 1969, has Mr. Rebozo at any time, or any agent or representative or designee of a corporation in which Mr. Rebozo has a proprietary interest, provided you, your brothers, or the Winn-Dixie Corp. with any quantity of cash?

Mr. DAVIS. Not to my knowledge.

Mr. ARMSTRONG. Returning to the April 5, 1972 contribution, prior to that contribution do you recall any contact that you or Mr. J. E. Davis had with the State finance chairman for the Nixon for President Committee?

Mr. DAVIS. I do not.

Mr. ARMSTRONG. Do you recall anyone else soliciting a campaign contribution from you during the 1972 campaign in which you indicated to them you preferred to give the contribution to Mr. Rebozo, or that you had already given it to Mr. Rebozo?

Mr. DAVIS. I do not recall any such instance.

Mr. ARMSTRONG. OK. Is it likely that if someone had approached you about a campaign contribution for the Republicans for President Nixon's campaign in 1972—had solicited you—you would have recalled it, given the fact that you are a life-long Democrat, and I gather had made a very explicit decision to make a contribution to the Nixon campaign?

Mr. DAVIS. Your question is?

Mr. ARMSTRONG. If it is not, in fact, likely that you would have recalled such a solicitation by anyone during—

Mr. DAVIS. I might not have. They might have called on the phone and I might have forgotten about it.

Mr. ARMSTRONG. Is it possible you might have advised someone during the 1972 campaign, when they were in the process of soliciting you for a contribution to the President's campaign, that you had in the past made contributions through Mr. Rebozo and that you would make them through Mr. Rebozo again if you so chose to make them?

Mr. DAVIS. I do not think so.

Mr. LENZNER. Mr. Davis, do you even know who the State finance chairman for President Nixon's campaign was?

Mr. DAVIS. I do not.

Mr. LENZNER. I want to make clear for the record, as far as you're concerned, your intention clearly was that your contribution would go for the President's reelection for 1972, no question about that.

Mr. DAVIS. That is correct.

Mr. LENZNER. And the same, I take it, would go for your brother?

Mr. DAVIS. That is correct.

Mr. LENZNER. And your brother never indicated to you any discussions that he had with Mr. Rebozo that the funds would be used for any other purpose other than the President's reelection?

Mr. DAVIS. That is correct.

Mr. LENZNER. Obviously, I am taking this next question from some other information we have received, Mr. Davis. I hope you will understand it.

Do you or your brothers take into consideration, in setting your salaries, the political contributions that you are going to make?

Mr. DAVIS. We do not draw a salary. We have not drawn a salary, I don't think, ever. We have been set up on a formula as a percentage of the net. No net, no pay. And our salaries are not the same for all four. I am somewhat less active than I was. I used to be president, and then I was chairman of the executive committee. So I am not as active as I was, and my percentage of the profit is about an 8 to 1 percent before tax.

Mr. COLE. In short, the answer to your question is no.

Mr. LENZNER. In other words, you don't even get a salary?

Mr. COLE. He gets compensation, but it's based on a formula.

Mr. LENZNER. But it is set by standard formula that you do not effect and cannot effect?

Mr. DAVIS. That is true.

Mr. LENZNER. Thank you very much, Mr. Davis.

Mr. ARMSTRONG. Have you ever been reimbursed by the corporation or any subsidiaries of the corporation for any financial contribution that you have made?

Mr. DAVIS. I have not.

Mr. ARMSTRONG. Have you ever considered any of the political contributions that you have made as business expenses and so reported them to any individuals?

Mr. COLE. Again, you're talking about January 1, 1969 forward?

Mr. LENZNER. Yes.

Mr. ARMSTRONG. Yes.

Mr. DAVIS. Have I considered them as what?

Mr. LENZNER. Business expenses.

Mr. DAVIS. I realized if I was not connected with Winn-Dixie I would not be making them, but they were not a business expense. No, they were personal expenses.

Mr. ARMSTRONG. They were never treated as business expenses?

Mr. DAVIS. No.

Mr. ARMSTRONG. We have no further questions at this time.

Thank you very much.

Mr. COLE. Mr. Chairman, before we adjourn, I believe I may have made this request, either off the record or when you were out of the room. But in any event, I want to repeat that Mr. Davis would like very much to have a transcript of his testimony with the consent and permission of the committee, and we would like to request you to obtain that from the committee.

Senator TALMADGE. I think we have done that in the past, have we not, Mr. Lenzner?

Mr. LENZNER. Yes, Senator, we have. I don't think there will be a problem.

Senator TALMADGE. I suggest, then, that we make a copy available to Mr. Davis and Mr. Cole.

Mr. LENZNER. I think it will be subject to a vote. What we usually do is have a vote in executive session or——

Senator TALMADGE. I remember yesterday they polled me. Some lady on the committee—I have forgotten which lawyer—wanted a copy of the testimony, and I voted aye. I assume it is common practice.

Mr. LENZNER. It is, Senator, and it has been unanimous in almost every vote.

Senator TALMADGE. I think that will be done.

Mr. COLE. Thank you.

Senator TALMADGE. Thank you.

Mr. LENZNER. Thank you.

[Whereupon, at 4:45 p.m., the hearing in the above-entitled matter was adjourned.]

Source Cites Other Cash to Rebozo

By Jack Anderson

Industrialist Howard Hughes' celebrated \$100,000 gift wasn't the only cash that Bebe Rebozo collected for President Nixon.

From sources who have been 100 percent reliable in the past, we have now learned that other fat cats delivered cash for Mr. Nixon to his Florida friend.

No written receipts, apparently, were given. Our sources say the President usually would acknowledge the contributions by telephoning the donors and thanking them.

At this point, we have been able to isolate and identify only one of the cash contributions positively. This was a \$10,000 gift from the Davis brothers, who founded the Winn-Dixie supermarket chain.

An intermediary, after checking with Rebozo, said he acknowledged accepting the \$10,000 from the Davises and collecting other cash contributions during the 1968 campaign. (J. E. Davis, the Winn-Dixie chairman, failed to return our calls.)

Our sources say Mr. Nixon used the cash as "walking around money" to pay his personal expenses. This is vigorously disputed by Rebozo who insisted, according to the intermediary, that the contributions were turned over to the campaign finance chairman, Maurice Stans.

We were unable to reach Stans, although a source close to the fund raising said there was no record of cash deliveries from Rebozo.

It is a matter of record, at least, that the \$100,000 from Hughes was not delivered to Stans. Rebozo has sworn he kept this money for three years in a safe deposit box at his Key Biscayne, Fla., bank.

Footnote: We made repeated requests to the White House for comment which was promised but never given.

Krogh's Statement—Contrary to press speculation that Egil (Bud) Krogh will implicate President Nixon in the crimes of the White House parapolic plumbers unit, Krogh has given the Watergate special prosecutors a statement assuming personal responsibility, as chief plumber, for the illegal activities.

Earlier, the prosecutors had thought Krogh could tie the President directly to the plumber's operations. They expected Krogh's statement, therefore, to be a blockbuster that would force the President to resign or face impeachment.

Their expectations were heightened by White House ex-counsel John W. Dean's sworn testimony before the Senate Watergate committee about the

break-in at Daniel Ellsberg's psychiatrist's office.

"I asked (Krogh) if he had received his authorization to proceed with the burglary from (John) Ehrlichman," testified Dean. "Krogh responded that, no, he did not believe that Ehrlichman had been aware of the incident until shortly after it had occurred. Rather, he had received his orders right out of the Oval Office. I was so surprised to hear this that I said, 'You must be kidding.' And he repeated again that he had received his instructions out of the Oval Office."

Sources with access to Krogh's sworn statement say he claimed Dean had misunderstood him. It was the orders setting up the plumbers unit that came out of the Oval Office, not the orders for the Ellsberg break-in, Krogh explained.

Burger's Boy—The woman who was pushed out of her General Services Administration job to make room for Chief Justice Warren Burger's son has now told us about her experience.

Marilyn Weiner resigned in frustration after many of her duties were turned over to Wade Burger.

"Wade would sit with his feet up on the desk, smoke cigarettes and flick the ashes on the car-

pet," Mrs. Weiner told us. "He never did much work."

"Every once in awhile, pressure was brought on him to get the work out. I was told by a superior to clock him, to see how long he left the room. Sometimes it was a half-hour or an hour. Sometimes I wouldn't see him the rest of the day."

Mrs. Weiner charged that Burger put his name on her last major project, a condemnation report on a piece of property in Virginia.

"It was this much paperwork," she said, holding her thumb and forefinger about two inches apart. "Wade stapled it together after all the work was done and put his name on it."

Mrs. Weiner retired last October after 14 years of government service, with outstanding ratings. "They'll all be mad at me for telling about Wade Burger," she said. "They all protect him. They all know he's dull."

Yet he received a special title and a \$25,863 salary to do the work, largely, that Mrs. Weiner had done for \$12,775 a year.

Footnote: We tried in vain to reach Wade Burger for comment. A woman in his office kept saying he was out and no one knew when he would return.

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A. D. DAVIS EXHIBIT NO. 1

10590

MONDAY, APRIL 15, 1974

**U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
*Washington, D.C.***

The Select Committee met, pursuant to notice, at 12:08 p.m., at the International Airport, Los Angeles, Calif., Senator Daniel K. Inouye, presiding.

Senator INOUE. Do you swear that the testimony you are about to give is the truth, the whole truth, and nothing but the truth, so help you God?

The WITNESS. I do.

Senator INOUE. Would you state your name and address.

The WITNESS. Edward C. Nixon, 1609 175th Street, SW., Lynnwood, Wash. 98036.

[Whereupon, the deposition recessed, to reconvene at 2 p.m. at the Occidental Center, Los Angeles, Calif.]

**DEPOSITION OF EDWARD C. NIXON, ACCOMPANIED BY MEYER
BLATT AND STANLEY McKIERNAN, COUNSEL**

[Examination by Mr. Lenzner.]

This is the continuation of an executive session that began at approximately 12 o'clock, California time, with Senator Inouye swearing in the witness.

Mr. Nixon, I would like to say that we appreciate your coming down for this session. You have been sworn and I want to emphasize that we consider this to be an important session for us. We hope that we can obtain information and clarify the record in a number of areas that you are, I am sure, familiar with.

Now, as a result, I emphasize that I hope you take your time in responding. If you want to at any time consult with either of your attorneys, Mr. McKiernan or Dr. Blatt, please do so and we will give you ample opportunity to counsel with them, because we do want to emphasize that this is something we just want to get a final, clear record on.

Q. Let me ask you this, sir: Have you at any time received cash or funds or a check from Mr. Charles G. Rebozo?

A. No.

Q. Have you ever received a loan from Mr. Rebozo?

A. No.

Q. Have you ever received anything of monetary value from Mr. Rebozo, in excess of \$100?

A. No.

Q. Has Mr. Rebozo ever provided collateral to you for a loan?

A. No.

Q. Has Mr. Rebozo ever purchased any property on your behalf?

A. No.

Q. Has Mr. Rebozo ever purchased any stock on your behalf at any time?

A. No.

Q. Have you seen the news media story on Mr. Kalmbach's testimony before our committee?

A. No.

Q. Do you have any statement—You haven't seen them?

A. No. I don't read papers.

Q. Well, have you had any discussions with any individuals save for your counsel with regard to Mr. Kalmbach's alleged statements to the committee with regard to—

A. Yes.

Q. And can you describe who those individuals were?

A. Yes. I called my brother Don. I don't remember what date it was, but—where are we—this week, last week—sometime last week?

Mr. McKIERNAN. Must have been. I left on Sunday. The story broke originally with Donald only being a recipient, that is, not you. And after I left, then the story mentioned you, I think, so it must have been Monday or Tuesday of last week.

The WITNESS. Yes, that is—

Mr. McKIERNAN. Close.

Mr. LENZNER. I mean the beginning of that week, that would have been; I am sorry.

A. Yes. He told me that there had been—a story had appeared, and he's the newspaper reader. He read that Mr. Kalmbach had mentioned his name and Rose Mary Wood's, and then later there was something on the television suggesting that I was involved in this.

So he told me that he had issued a statement denying any involvement in it, and I wished to coincide in that statement kind of denial, so I called an editor, a friend of mine up there in my area whose paper I used to read, but he understands why I don't have it in my house. And he took my statement to the press.

Q. And did you say you called your brother Don?

A. I called him, just called him to—as I usually do about once a week to see how he is doing, how he is feeling, and so forth.

We talk about anything that happens to be on our mind at the time. I was unaware of anything like this when I talked to him. And he knew that I was unaware, because he knows I don't have papers in the house.

Q. Now, again, save your counsel, did you discuss it with any other individuals besides Mr. F. Donald Nixon?

Mr. BLATT. Can I discuss what the relevancy of whether he discussed a particular newspaper account with anybody is?

Mr. LENZNER. Well, we think it is relevant to determine what discussions were had and what other information this witness or other witnesses may have obtained from other individuals.

Mr. BLATT. I am sorry. Say that again.

Mr. LENZNER. We think it is relevant to determine whether this witness or other witnesses obtained information from other individuals that might be of use to the committee.

Mr. BLATT. Relative to the story?

Mr. LENZNER. Well, relative to the facts that may lie behind the story.

Mr. BLATT. Well, as I understand it, the inquiry is related to the story, the newspaper story arrived at and the facts which were the basis of the newspaper story. I can't see the relevance, you know, of whether he discussed the newspaper story with anyone else or, you know, I think that there might be some relevancy as to some of the facts which may have been recorded in there.

The WITNESS. I discussed with my counsel—

Mr. LENZNER. No, other than counsel. I don't want to hear about—

The WITNESS. No.

Mr. LENZNER. I am not going to inquire into discussions with counsel. I am interested in whether you discussed it with any other individuals aside from F. Donald Nixon and maybe your wife.

A. Within the family.

Q. But nobody employed at the White House?

Mr. BLATT. What would be the significance of that?

Mr. LENZNER. Well, let me suggest, Mr. Blatt, if I can, that if we are going to have a continuing series of objections, I would be glad to try to respond to them, but we feel that it is significant, it is relevant.

We came out here, frankly, to save bringing Mr. Nixon and his brother into Washington—

Mr. BLATT. Yes.

Mr. LENZNER. For their convenience. If you are going to have objections that need to be ruled on by the committee, we can always have the question certified to the committee and have them come in to respond at a later time.

But I think it would be easier if I just went ahead and asked the questions. If you have serious objections, that is another matter.

Mr. BLATT. Yes, I do. I will tell you, I have some serious objections. I would like to have that deferred. If you would reserve those, perhaps you can get on with it. There may be other objections we have, and perhaps we can resolve them in confidence rather than one at a time.

Mr. LENZNER. No, I want to pursue this line of inquiry, because it is significant to find out what conversations Mr. Nixon had with any individuals, particularly at the White House.

Mr. BLATT. I would like to discuss this with Mr. McKiernan.

Mr. LENZNER. All right.

[Recess.]

Mr. LENZNER. Let me state for the record we do feel this is important. It is not a question of certifying, it is a question of having the witness come into Washington to be directed to answer the question, but let me say for the record that we have—I think it must be clear, as part of our investigation we have been investi-

gating a number of White House employees with regard to their effecting not only the original Watergate investigation, but the continuing Watergate investigation, and I can say with some accuracy that we have already had under oath White House employees with regard to what actions they took after the story broke in the newspapers, so it has already been deemed to be relevant to our investigation, and it goes to the question of possible obstruction of justice by White House employees, the decisions and actions of White House employees may be taking with regard to this matter and other matters.

Mr. BLATT. Let me talk to Eddie a minute. Off the record.

[Recess.]

Mr. LENZNER. Have you had discussions with other individuals besides your brother, F. Donald Nixon, save counsel, discussions related to the alleged statement by Mr. Kalmbach that you received funds from Mr. Rebozo for campaign contributions?

A. All right. With respect to counsel, I had a call—

Mr. BLATT. You are not required to relate discussions with counsel. He is talking about others than counsel.

Mr. LENZNER. I don't mean Mr. McKiernan or Dr. Blatt.

A. I misunderstood what you meant by that, because I had a call from Mr. Buzhardt at the White House asking me if I had heard, and I had only just gotten it from Don, and very sketchily, so he asked if I had made any statement to the press, and I told him no, because I hadn't heard or I hadn't read it in the press, but I told him that I thought I would, and indeed I did, make a statement, because I have avoided the press almost consistently, except where they are just out-and-out lies regarding me, and then I tend to deny them every time they make them, but he did not ask me anything except whether or not I was aware of the stories that were coming out back there, because the Washington Post had them apparently before anybody else, and I told him no, I wasn't, except Don had mentioned the story that had appeared out here.

Q. Did he ask you any facts with regard to the allegations in the newspaper story, as to whether they were true or false?

A. No. What facts are there?

Q. I mean did he question you as to the facts as alleged in the story, if they were true or false, to your knowledge?

A. Did he allege that they were true or false?

Q. No. Did he ask you whether they were true or false? In other words, did he ask you for your position as to whether the story, the facts in the story were true or false?

A. No. The way he put it was, "Everybody seems to have responded to the initial story that came out, but now they are beginning to mention you in newspaper reports, and you may not have heard of those," but he was wondering if I had any intention of responding to them, and I told him I thought I would.

Q. So the answer is "no," he did not ask you—he did not ask you whether the facts were true or false?

A. He did not ask me—he didn't talk about facts, because there are none.

Mr. BLATT. I think what he means, Ed, I think the question he's asking, is there any truth to the story. Is that correct, Terry?

Mr. LENZNER. Did Buzhardt—

Mr. BLATT. Yes, did Buzhardt ask you "Is there any truth to the story?"

The WITNESS. No, I don't think he had to. I can't remember the framework of how the question all started. No. In fact, in remembering the conversation of a telephone call such as that—I think you have it—I can't say that he asked me if there were facts that were true or false or if I was involved. I think he assumed that I was not and wondered if I had been reading about these crazy stories and how I intended to respond to them, if at all. That was the extent of it.

Mr. LENZNER. So the answer would be "no," he didn't ask you the way Mr. Blatt put it?

A. I can't allow you to put those words in my mouth.

Mr. BLATT. Well, Ed, I guess what he is looking for is this: You and Buzhardt are talking. Buzhardt says, you know, "You see that paper?" "Yes." He says, "Did Buzhardt say, 'Is there any truth to to that story,'" or words to that effect? That's the question that he's asking.

The WITNESS. No.

Mr. BLATT. What's that?

The WITNESS. No.

Mr. BLATT. All right.

Mr. LENZNER. Did Buzhardt indicate whether anybody had directed him to call you?

A. No.

Q. Did he indicate whether he had discussed the stories and the facts underlying them with any other individuals besides yourself?

A. Did he indicate if he had discussed the facts—

Q. Or the stories that had come out.

A. No.

Q. Was that your only conversation with Mr. Buzhardt?

A. Yes. Was that my only conversation with—

Q. With regard to this.

A. Right.

Q. Have you discussed it with any other employees or representatives of the White House?

A. No.

Mr. LENZNER. Scott?

[Examination by Mr. Armstrong.]

Q. I would like to get a little more background information. We had previously—you have already given us your Seattle address for the record. How long have you been at that address?

A. Since July 9, 1967.

Q. And could you give us your home phone?

A. No. You have it. The Washington Post has it, so you must have it.

Mr. LENZNER. The Washington Post has it?

The WITNESS. The Washington Post does, but it is not listed, and it becomes a very sensitive point with my family, so I don't have a phone, as far as you are concerned.

Mr. ARMSTRONG. Other than the one unlisted phone, do you have any other phones?

A. Yes, I have two unlisted phones in my home.

Q. And have you had the same numbers since you moved into that house?

A. No—yes, the first number, but the second one has been changed.

Q. Can you tell us how many times that number has been changed since you lived there.

A. Once.

Mr. LENZNER. As far as I know, we don't have the home number. I hope you ask the question, if you will, just for our own information.

The WITNESS. Well, you are entitled to it.

Mr. BLATT. Can I ask what you want that phone number for, because it really has been a source of a great deal of harassment? I think that perhaps we can provide you with whatever information that would give you or give you a means of getting in touch with him.

The WITNESS. Let me give you an example of what I mean. I received a call from Bob Muse on my telephone number at home. It is a recorder phone, a record-a-phone, memory phone, whatever you want to call it, rented from General Telephone at \$7.40 a month.

It gives a message and it says what it is and requests a message. All callers are screened in that fashion. The second or third message following the call from Bob Muse—not Muse, no, Miss DeOreo, Mary DeOreo—was a call from the Washington Post on the same number, and that kind of followup is a little too fast.

Mr. LENZNER. Well, I don't think there is any connection. At least, I hope there isn't.

The WITNESS. I believe there is. I have seen other examples of it.

Mr. LENZNER. I frankly wasn't aware that we had your number.

The WITNESS. Mary DeOreo has it.

Mr. LENZNER. Go ahead, sir.

The WITNESS. I don't repeat it to anybody.

Mr. ARMSTRONG. Do you have a business phone in addition to the two Washington—

A. No.

Q. Do you have a business address presently other than your home?

A. No.

Q. Can you give us the address where you stayed in New York during 1972, New York City?

A. I didn't stay there in 1972.

Q. I am sorry. I thought you were employed at one point in an office in New York during the 1972 campaign. Is that incorrect?

A. That is incorrect.

Q. Have you had any other addresses other than the Seattle address in 1968?

A. My family stayed in Seattle and I stayed in Washington in 1972 at 2020 F Street, NW., apartment 211.

Q. Can you tell us what phone you had there. Do you recall that?

A. No, I can't remember that number.

Q. Is that something you could provide us?

A. I couldn't. I mean, C. & P. probably could.

Q. The phone was listed in your name?

A. Yes. If I could remember that, I would be glad to give it to you.

Q. Can you tell us what bank accounts you have had since 1968, checking accounts first.

A. Virginia National Bank and the California—the Bank of California. OK, now, the Virginia National Bank was originally the Commonwealth Bank, Arlington, Va. Its name was changed with some kind of merger and it became Virginia National Bank between 1968 and 1972.

The Bank of California, National Association, is in Seattle, and I believe there is only one office in Washington State. I know there is another one in Tacoma, but it is primarily a California bank, California.

Q. Your account is with the Seattle office?

A. Yes.

Q. Can you tell us what periods you had these accounts?

A. They have been simultaneously.

Q. Since?

A. The Virginia Bank was an account we had—oh, I moved back there, lived in Washington, D.C., from Arlington, Va. from 1964 to 1967, so that is when we had the Commonwealth and Virginia National Bank.

Q. And that account is still open?

A. Still open. We don't use it. I use it when I am in the East. I am not there now.

Q. And the Bank of California?

A. I had that opened in 1960, closed the account in 1964 when we moved East, reopened it in 1967 when we moved back to the Seattle area.

Q. And it remains open?

A. Yes.

Q. And both those are in your name?

A. Yes.

Q. Any others?

A. No checking accounts.

Q. Any savings accounts?

A. Yes. Washington Mutual Savings. That's Seattle. We had a small savings account in the local bank in Lynnwood, and I can't remember the name of it because we changed it. Old National Bank—Old National Bank is its present name. We had an account active there. It is dormant. I think we would still have it, but it is not used. Security National Bank, that is what it was, or the Security Bank of Lynnwood. Savings banks, that's it. Savings accounts.

Q. Lynnwood is in Washington State also?

A. Yes. That is my home city, hometown.

Q. OK. Do you have any certificates of deposit?

A. No. No, passbook savings is all we have.

Q. You have had none since January 1, 1969? Certificates of deposit, I am talking about.

A. No, never have, I don't believe.

Q. Safety deposit boxes since January 1, 1969?

A. No, I haven't.

Q. And have you had access to any during that period of time as signatory?

A. We had access involved at the Bank of America, the Whittier branch, while I worked there in 1973, but not in 1972. You are talking about 1968 to 1972?

Q. That—

A. This is the last project I had in California, and that was strictly for storage, a storage area.

Q. That was United Bank of California?

A. No, Bank of America—

Q. Bank of America.

A. Whittier branch.

Q. And any credit union accounts?

A. Washington Employees—no, Washington School Employees Credit Union, primarily my wife's account. I don't know what she has in it.

Q. Do you know what branch that is?

A. That is just the Seattle branch, just one office.

Q. Loan accounts since January 1, 1969?

A. Bank of California.

Q. That is also the Seattle branch?

A. Yes. Oh, the Continental—Continental, Inc., is where we have our home mortgage, first and second mortgage there, since 1967.

Q. That is also Seattle?

A. Yes. I don't think I have any other financial accounts—1968 campaign, what was the name of that bank? I had an account with Irving Trust in New York.

Q. Do you remember which branch?

A. Irving Trust. I don't know. Up there close to the headquarters. I lived there in 1968.

Q. Any foreign bank accounts?

A. No.

Q. Can you tell what loans you have had since January 1, 1969?

Mr. BLATT. Isn't it—

The WITNESS. The IRS went through that rather thoroughly with a 2-day field audit, and you are welcomed to look at that if you like, but I can't remember it. I pulled it all out of passbook savings and we did a deposit analysis.

Mr. McKIERNAN. Off the record.

[Discussion off the record.]

[Testimony of a personal or financial nature relative to the witness and others has been deleted.]

Mr. ARMSTRONG. Other than your home in Seattle, do you own any other real property?

A. No.

Q. And you presently own—since January 1, 1969, have you owned any stocks or bonds?

A. Yes. I have had—well, I presently have 100 shares of A.T.&T., which I started purchasing in 1963, as an employee of the Bell System, and I completed 100 shares, rounded out by buying 26

additional shares in 1972, I believe, and that was from savings to pay for that.

I also took \$1,000 from savings and invested in Rocket Research, made a short-term capital gain, buying Health Industries, made a short-term capital loss, all of which came out to be a short-term capital loss.

Q. How much Health Industries stock was that?

A. A hundred shares. I still have it, worthless.

Q. What year did you purchase the Rocket Research stock?

A. 1972? Yes, 1972.

Q. And Health Industries?

A. All that was transacted in 1972.

Q. Any other stocks?

A. A hundred—no, 200 shares of Oceanographic Funds, which I purchased while I was a director of Oceanographic, Oceanographic Mutual Funds, which is now part of the Steadman Fund.

Q. And what was the purchase price of that stock—approximately?

A. \$6.85 per share. It's still in that neighborhood and has been.

Mr. BLATT. Somewhere around 1,300, 1,400?

The WITNESS. Yes.

Mr. ARMSTRONG. And that was what year?

A. 1970, I believe.

Mr. LENZNER. Do you have a broker, Mr. Nixon, that you dealt with locally?

The WITNESS. I dealt with what was Walston & Co., a fellow Naval officer in the Reserves by the name of Wally Adams, and I believe he is still there in the same location, although the name has changed a couple of times since then.

Mr. LENZNER. That's a Seattle office?

The WITNESS. Yes.

Mr. ARMSTRONG. You said Walston & Co.?

A. Walston & Co. when that was transacted, yes.

Q. Any other stock?

A. I think that's all I have ever invested in securities.

Q. Did you ever receive stock or bonds as consideration in lieu of fees?

A. No. I have warrants to purchase shares in J-Tec Associates, Cedar Rapids, Iowa. I have warrants to purchase 5,000 shares.

Q. At what?

A. At \$2.50 a share.

Q. \$2.50 per share?

A. Right.

Q. When was that warrant issued?

A. That was offered to me as an inducement to serve on the board of directors. I have still not exercised the warrant because—I will leave the reason out. I may yet.

Q. What year would that have been offered?

A. 1971, I believe.

Q. Any other warrants or other options?

A. I think that's all. Am I forgetting anything?

Mr. McKIERNAN. I don't remember anything else, Edward, at all. I think you have covered it pretty well.

[Testimony of a personal or financial nature relative to the witness and others has been deleted.]

Mr. LENZNER. Before we leave the stock area, did you hold any shares in Separation and Recovery Systems, Inc.?

A. Some shares of SRS, as we called it, were offered to me, that thing that I received, but I, in turn, sent it back through Mr. McKiernan, and I never held it per se.

Mr. LENZNER. You never were an owner of any shares?

The WITNESS. No.

Mr. ARMSTRONG. And can you tell us since January 1, 1969, what accountants you have had?

A. None.

Q. Have you had any business advisers?

A. Oh, I have consulted friends, but nobody for a fee. Mainly because the questions didn't get that involved.

Q. Now, since January 1, 1969, can you tell us what employers you have had or for what groups you have consulted or received fees or any other consideration?

A. OK. January 1, 1969, through the year 1969? Oceanographic Fund was a consultancy until December of 1970, and then I became a director and served as both a director and a consultant to the fund until April of 1971, I believe, and for the benefit of this particular committee and the interests of legislation, I was then—I then resigned from the Oceanographic Fund in order to take the newsworthy atmosphere surrounding my name away from the fund and the difficulties they were confronted with.

Q. When did you begin with Oceanographic Fund?

A. I believe it was the summer of 1969. Following the campaign of 1968, I worked on the transition committee into the spring, and eventually was offered a position which I later turned down for reasons that weren't apparent when I first considered it.

Q. That was a position with the U.S. Government, was it?

A. Yes.

Q. Can you tell us your rate of compensation with the transition committee?

A. It continued straight through from 1968—no. It was \$1,500 a month.

Q. And with the Oceanographic Fund?

A. That was \$1,000 a month. However, the transition committee ended in March or April, and there was a month or two when I didn't have any consultancies. Of course, all this time my wife was teaching school, and she still is, which is the only reason we are surviving, despite you people.

Q. A thousand dollars per month for the Oceanographic Fund continued up until your resignation, and that was constant?

A. Until April of 1971.

[Examination by Mr. Lenzner.]

Q. Was the payor on the transition committee—was that the campaign committee or was that—

A. No, the campaign committee ended in November of 1968 and it became then the Presidential Transition Committee. I believe

that's the way it was called all the way through, as far as my compensation went, until it ended.

Q. And what was the source of the funds that they used to furnish payment?

A. I have no idea. I am not sure. It was the transition committee after a point, but I think that's what it was all the way through.

Q. But the checks that you received were from an organization called the transition committee, or were you paid in cash?

A. No, no, checks. I never received cash.

Q. And they were something called the transition—I mean it was a check which said the payor was the transition committee?

A. Yes, at least part of them were. I think all of them were. The Republican National Committee didn't pay me, I don't think, although I did some things for them.

Q. Were there any checks from individuals or entities other than the Republican Transition Committee or the President's Transition Committee?

A. No, not in 1969. All right, now where are we?

Mr. ARMSTRONG. April 1971.

The WITNESS. Well, before that there were some directors' fees of \$50 per directors' meeting at J-Tec Associates, about three of those a year.

Mr. ARMSTRONG. And then that would cover what period?

A. I am trying to think when that began with J-Tec. I think it was 1971 and continues up until the present. That is the only board of directors that I presently serve on. Let's see. J-Tec.

The WITNESS. There were periods—Oh, Soladyne.

Mr. ARMSTRONG. How do you spell Soladyne?

A. S-o-l-a-d-y-n-e, a one-time consultancy on marketing effort on one of our products. Soladyne is a San Diego Company. Let's see. Soladyne. J-Tec.

Q. What was the period for Soladyne, 1971?

A. That was it.

Q. And what was the fee that one time?

A. It was for \$150 a day, I believe, for 12 days. Something like that. It is on the IRS thing, but I can't remember the amount it was. A combination of expenses and consultancy, which is the total. The rate was \$150 a day. Then J-Tec, I did some short-term work for them at a Marine Technology Society meeting in Washington, D.C. That was 1970. Maybe J-Tec was earlier than 1971. I—the dates escape me. I don't know if I can pin them down any better than this, but 1970 or 1971, J-Tec, for the duration of a conference, and I think they paid at the rate of \$100 a day or something like that.

J-Tec—again at J-Tec, short-term on a marketing program in—when was that? Oh, that's after. That's after 1972, 1973.

At any rate, 1972—OK. Now we get to the area of the Richard Nixon Foundation. My consultancy there was commenced in December 1971. No, sorry, December 1970, continued through January of 1972, 14 months at \$1,500 a month. After which I joined the Committee To Re-Elect at the same time. Let's see. J-Tec. No,

starting in February, the first of February was when I joined the Committee To Re-Elect, and the rate of compensation there was \$2,500 a month.

Q. And that lasted until?

A. Until November 15 of 1971.

Q. 1972.

A. 1972.

Q. And subsequently?

A. Subsequent to 1972?

Q. To the Committee To Re-Elect.

A. I worked with the Richard Nixon Foundation in 1973 for 9½ months, finished the project there or started it, or at least put it into such shape as it could function, the National Archives.

Q. That is at the same rate of compensation as previously?

A. Yes.

Q. And subsequent to that?

A. The J-Tec meetings, the Navy Reserve duty, and that is it.

Q. Oh, you are a Navy Reserve officer throughout this period?

A. Yes.

Q. Holding the rank of?

A. Commander.

Mr. ARMSTRONG. Do you want to go back over anything? Let's go off the record.

[Discussion off the record.]

[Examination by Mr. Lenzner.]

Q. On the transition committee, who was the head of that transition committee? Was there a finance director on that?

A. I don't remember who had that. After the campaign, it was—it went into a nebulous thing that rotated between New York and Washington, getting all those files. My job was mainly in New York to finish off the mail files that we had up there and get set up in the White House. But who was it? Because Maury Stans had it during the campaign, but then he was nominated as a—Secretary of Commerce. I really don't know. I don't remember who it was.

Q. Were you reporting to anybody specifically, or was it that you were just operating to finish off your part of the task?

A. I had my own assignment, as much as I did in 1972; set your objectives, let the manager know where you are going, which we did before the campaign was over. We knew what we had to do.

Q. And you received compensation from the transition committee until what date? I didn't get that.

A. I don't remember. It's into the spring of 1970——

Q. Of 1969?

A. Of 1969, rather.

Q. Do you know if Mr. Rebozo had any relationship at all to the transition committee?

A. I don't believe so; not that I know of.

Q. You don't know if he supplied or furnished any funds to the transition committee that might have ultimately ended up with you receiving them?

A. I don't know of anything.

Q. Similarly, does Mr. Rebozo have any relationship, to your knowledge, to the Richard Nixon Foundation?

A. No; he is not a trustee; he is not—he has not been interviewed yet by any office. He probably will be some day, but he has no functionary position that I know of.

Q. Do you know if he furnished any funds for the running of the foundation?

A. I have no idea.

Q. Have you had any discussions with Mr. Rebozo with regard to your work with the foundation?

A. No.

Q. Did you have any discussions with Mr. Rebozo with regard to your work with the transition committee and/or the compensation?

A. No; in fact, I have had very little conversation with Mr. Rebozo. I have sat in on a couple of meetings with him in—in the 1968 campaign, but he was not involved. He was just there as a sort of a host, and the political pros were—were giving views, and I was there to give the flavor of the mail.

So, I saw him only briefly in there. During the course of the campaign, I think I saw him down in Miami on three different occasions when he made a speech; or called him on the phone. But very little conversation with him. He is mainly a confidant of my brother, but I don't know him well at all.

Mr. LENZNER. That is all.

[Examination by Mr. Armstrong.]

Q. Can you describe for us, if you will, your duties with the Richard Nixon Foundation?

A. All right. In 1970, when we began, as far as I was—my work went, we were—we set out on two objectives: First, to study the existing Presidential libraries, the programs they had in public displays in archival records, so forth; and, second, to undertake an oral history of the early years of the President's life from 1913 to 1945—or 1946, the prepolitical years.

That was gotten underway. Whittier College was commissioned to conduct the oral history. I was named as its coordinator/consulting director, and there was a professional historian who conducted most of the interviews. I did some, but my main job was to pave the way for him to get parole, frank interviews with the people. That project continued for more than 2 years.

I left during the course of the 1972 campaign, and the Whittier College professor continued his work. When I came back to it in 1973, we proceeded to finish off or wrap it up in final drafts, rough drafts, and so forth.

Also as—in 1973 now, the follow-on to the studies made in 1970 and 1971, I looked not only at all the existing Presidential libraries in the United States, but many museums, talked with the directors and then studied the sites, potential sites for a Presidential library here in California, applying my own background in geology, my own familiarity with my brother's interest in portraying to the public what a Presidency looks like, and making it available to people on the west coast. I think that about summarizes it.

Q. You mentioned: "We set out on two objectives." I assume one of the other—

A. The foundation.

Q. The foundation?

A. Yes; I worked on—I worked mainly out of the office established in Whittier. We had an office in room 611 at the Bank of America Building all during the course of the oral history project, and my field studies, except for travel, of course, were done there. I did communicate frequently with Mr. Firestone, who is the president of the foundation, his offices are here in Los Angeles. But practically all of my communication was oral, and some summary was made of my site studies in January of 1973.

Q. Other than Mr. Firestone and of course the professor, the historian, the professional historian—who was that, by the way?

A. Dr. C. Richard Arena.

Q. I am sorry.

A. Dr. C. Richard Arena, A-r-e-n-a; Evelyn Dorn, who was the editor and office manager in the Whittier office, the President's first legal secretary in Whittier; and trustees of the foundation.

Q. Any other professional staff members or compensated staff?

A. Yes. Let's see. I can't remember their names. The typists. Turner, Jean Turner I think. Grace Swinford, and Irma somebody. I don't remember their names well enough to even spell them.

Q. Can you help us with Swinford.

A. I think it is S-w-i-n-f-o-r-d. Irma was another one. These ladies were very polished, smooth typists and put out the smooth transcripts.

Q. On the site selection aspect of it, with whom did you work on that?

A. I worked primarily on my own. I took some—numerous photographs, a couple of flights. I took some aerial photographs, a lot of walking over the terrain. Also, we consulted with F. Beech Leighton, who is a geologist, consulting geologist firm in La Habra, to give us soil stability studies.

Q. Is Layton L-a-y—

A. L-e-i-g-h-t-o-n.

Q. Any employees of the GSA?

A. Oh, yes. Who is the director of the Office of Presidential Libraries?

Mr. BLATT. I pass.

Mr. ARMSTRONG. Mr. Nesbitt?

The WITNESS. No, Jack Nesbitt was a consultant frequently, though.

Mr. LENZNER. He is the Archives.

The WITNESS. Jack Nesbitt—Dan Reed. Dan Reed, who is the Director of the National Archives, Presidential Archives, and the GSA—Archives, National Archives, had a lady up in San Francisco. Campbell was her name. That is ridiculous. I know her name. Blank. Mrs. Campbell, National Archives.

Mr. ARMSTRONG. Now, was one of the criteria in site selection the cost or possible financing arrangements for land—

A. It may have been—but that was not my concern.

Q. But that was not a criteria that was your concern?

A. No.

Q. Do you know who would have been concerned with that?

A. Probably Mr. Firestone would be the best information on that. His directorship of the whole site-selection process got into that area of it, but what I had to look at were possible sites, the ones that had been offered and were designated as potential sites. There were, I guess, four or five of those, six maybe, six altogether.

Q. And your concern in surveying the sites was geological studies?

A. Geological, transportation, the traffic patterns, future and present.

Q. Accessibility?

A. Accessibility is the major thing. Also the geological stability, visibility.

Q. Now, incidentally, were you familiar with Mr. Rebozo's campaign responsibilities during the 1968 campaign? You mentioned that you attended several meetings with him in which he played a relatively inactive role, I gather—were you familiar with any campaign responsibilities that he had whatsoever during that time?

A. No, I don't think he had any.

Q. Were you familiar with any of the fund-raising organizations or committees that Mr. Rebozo chaired or directed?

A. I don't believe he chaired any. I don't know for—I don't know—I say I don't know him that well. I don't know what he did in 1968.

Q. You are not familiar with Cubans for Nixon Committee?

A. No.

Q. Or the Florida Committee for Nixon?

A. No.

Q. And were you aware of any fund-raising committees or activities that Mr. Rebozo had subsequent to the 1968 campaign?

A. No.

[Examination by Mr. Lenzner.]

Q. Were you aware, Mr. Nixon, of any effort by Mr. Rebozo or others to establish a fund, a separate fund, separate and apart from the public and national committee after the 1968 campaign?

A. No.

Q. Have you made any effort to contact Mr. Kalmbach or any of his representatives or agents since a week ago?

A. No.

Q. Do you know of any contact has been made by anybody that you know?

A. No, not that I am aware of.

Q. Have you had any contact with Mr. Rebozo or any of his representatives or agents?

A. No. I wouldn't know how to contact them if I wanted to.

Q. Prior to the time of your tax audits, were you advised by Mr. Ehrlichman or others that the IRS was going to review your returns?

A. Sir, those were reviewed after—those were reviewed about a month ago.

Q. Oh, I see. 1971 and 1972, I think you said?

A. They were reviewed in 19—in March 1973—1974, rather, this year.

Q. Just recently?

A. Yes.

Q. And I take it then you didn't receive prior notice before the IRS contacted you with regard to the audits?

A. I received a letter from a Mr. Ralph Winter, an IRS agent.

Mr. ARMSTRONG. Did you mention the name of the agent before? Was it Ralph Winter?

The WITNESS. Yes.

Q. From January 1, 1969, up until this recent IRS audit, did the IRS audit you at any time in the past during that period?

A. No.

Q. Incidentally, since January 1, 1969, have you received any gifts or bequests or inheritances valued in excess of \$1,000?

A. Gifts and inheritances? No.

Q. I would like to ask, hopefully in a relatively systematic way, some questions which are partially repetitive of the questions you have been asked in the past, but I would like to get them under oath, in a kind of systematic way.

Since January 1, 1969, have you ever had any business or financial transactions with Charles G. Rebozo?

A. Have I ever had any business or financial—no, I don't have any relationship with Charles Rebozo.

Q. This is Bebe Rebozo.

A. Yes.

Q. Or with Key Biscayne Bank & Trust Co.?

A. No.

Q. Or any other corporation in which Mr. Rebozo is a principal?

A. I don't know what corporations he is a principal of.

Q. With the Monroe Land & Title Co.?

A. I am not familiar with it.

Q. Fisher's Island Corp.?

A. I am not familiar with it?

Q. Coco Lobo Cay?

A. No.

Q. Wash Well, Inc.?

A. Keep reading, I will tell you—

Q. The answer is "No?"

A. No. I am sure they are all no, because I don't know—there may be one that he is a principal in, that if you would like to read them I will tell you.

Q. Terminal Island, Inc.?

A. No.

Q. Harbor Terminal, Inc.?

A. Proceed.

Q. The answer is "No" to that?

Mr. LENZNER. Lummus Island?

The WITNESS. No. Where is that?

Mr. LENZNER. It's in the Key Biscayne area.

Mr. ARMSTRONG. The BB Cattle Co.?

A. [Witness shakes head.]

Q. The answer is "No?"

A. They are all "No."

Mr. BLATT. Tell him no, because they can't record that.

Mr. ARMSTRONG. Moving along, since January 1, 1969, have you ever had any business or financial transactions with any corporation in which you know Mr. Rebozo to be a principal or hold a controlling interest?

A. No.

Q. Since January 1, 1969, have you borrowed any money from Mr. Rebozo?

A. I believe I answered that. No.

Q. Or from any corporation in which you know him to be an officer or hold a controlling interest?

A. No.

Q. Since January 1, 1969, have you asked Mr. Rebozo to act as a cosignator or guarantor in any business or financial transaction?

A. No.

Q. Or have you asked any corporation in which he is an officer or has a controlling interest?

A. No.

Q. Since January 1, 1969, have you asked Mr. Rebozo or any corporation in which he is an officer or has a controlling interest, to provide any collateral or security for any business or financial transaction?

A. No.

Q. Since January 1, 1969, has Mr. Rebozo acted as your agent, representative or designee in any financial transactions?

A. No.

Q. Since January 1, 1969, have you sold or exchanged any real or personal property to Mr. Rebozo?

A. No.

Q. Or to any corporation in which he is an officer or has a controlling interest?

A. No.

Q. Since January 1, 1969, has Mr. Rebozo made any gifts to you valued in excess of \$100?

A. No.

Q. Since January 1, 1969, has Mr. Rebozo asked you to provide him any quantity of cash, in \$100 bills or in any other form?

A. No.

Q. And since January 1, 1969, has Mr. Rebozo provided you with any quantity of cash totaling over \$100?

A. No.

Q. And since January 1, 1969, has Mr. Rebozo or has any corporation in which he is an officer or has a controlling interest cashed a check for you in excess of \$100?

A. No.

Q. Since January 1, 1969, have you loaned Mr. Rebozo or any corporation in which he has a controlling interest any money?

A. No.

Q. Since January 1, 1969, have you acted as a cosignator or guarantor in any business or transaction, financial transaction in which Mr. Rebozo is an officer or has a controlling interest?

A. No.

Q. Since January 1, 1969, have you provided collateral security for any business or financial transaction in which Mr. Rebozo or any corporation in which he is an officer or has controlling interest was involved?

A. No.

Q. Since January 1, 1969, have you acted as the agent, representative or designee in any business or financial transaction with Mr. Charles G. Rebozo or any corporation in which he is an officer or has a controlling interest?

A. No.

Q. And since January 1, 1969, have you purchased from Mr. Rebozo or exchanged with Mr. Rebozo any real or personal property?

A. No.

Q. Since January 1, 1969, have you given Mr. Rebozo any gifts valued in excess of \$100?

A. No.

Q. And since January 1, 1969, has Mr. Rebozo provided you with any quantity of cash in \$100 bills or in any other forms?

A. No.

Q. And since January 1, 1969, have you provided Mr. Rebozo with any quantity of cash in \$100 bills or any other form, valued at more than \$100?

A. No.

Q. And since January 1, 1969, have you cashed a check for Mr. Rebozo in excess of \$100?

A. Cashed a check for him? No.

Mr. ARMSTRONG. Thank you.

[Examination by Mr. Lenzner.]

Q. On the funds you received from the 1972 campaign, Mr. Nixon, were those checks made out from the Committee To Re-Elect the President?

A. Yes, or Finance Committee To Re-Elect the President. I don't know who issued the check. I think it was the finance committee.

Q. But it was always checks and not cash?

A. Oh, yes, with deductions and all the rest worked out.

Q. Have you ever had any financial transactions with either a corporation called CEMI—

A. Do you know what those letters stand for?

Q. No, I do not.

A. I don't recognize that at all.

Q. Or with Hallamore Homes?

A. No.

[Examination by Mr. Armstrong.]

Q. Since January 1, 1969, have you had any business or financial transactions with President Richard M. Nixon?

A. No.

Q. And since January 1, 1969, have you received any gifts valued in excess of \$100 from President Richard M. Nixon?

A. No.

Q. And since January 1, 1969, have you had any business or financial transactions with Rose Mary Woods?

A. No.

Q. And since January 1, 1969, have you received any gifts valued in excess of \$100 from Miss Rose Mary Woods?

A. No.

Q. Since January 1, 1969, have you had any business or financial transactions with F. Donald Nixon?

A. Business or financial transactions with F. Donald Nixon? I have traveled on his behalf on a couple of occasions and he reimbursed my travel, but that's the extent. He wanted me to meet somebody for him, I think in a survey or something. I can't remember what it was.

Q. That was in Washington, D.C.?

A. Virginia? Washington? I don't know where it was.

Q. Do you recall the individuals involved in the company, the principals?

A. No.

Q. Do you recall when that was?

A. Wait, he didn't reimburse me for that, no. What I did with Donald was—you know, creditors have better memories than debtors. I don't know what he reimbursed me for. He reimbursed me for a couple of trips, and I don't know what they were. He looks to me as the technical evaluator in the family and comes to me from time to time and says, "What do you think of this?" or "What do you think of that?" and I have looked at various proposals and given him my view of them.

Q. Can you recall the proposals that you evaluated for him?

A. No.

Q. Do you recall when—

A. There were thousands of them—that's an exaggeration, but he has many, many—has had many, many things come his way to develop business, patented devices or unpatented devices, that will do this or that, or claim to do this or that, and most of them I have looked at have not done anything. Some have been pretty good; some have not.

Mr. BLATT. Off the record.

[Discussion off the record.]

Mr. BLATT. I take it you are looking at these from the technical point of view?

The WITNESS. That's right, but not for fee, and not with any written report, just strictly as a brotherly favor.

Mr. ARMSTRONG. Did any of these involve Hughes Tool Co.?

A. No.

Q. John Meier?

A. No.

Q. Anthony Hatsis?

A. No.

Q. Jack Cleveland or Eldon Cleveland?

A. I met Jack Cleveland, I met him. I understand he is dead now, but he is an old hard-rock miner, as we call them in geology, who, in my way of looking at it, was a very good field geologist. although I never did really observe him in the field, but what he

showed me and the way he talked about various things he had looked at indicated that he knew what he was talking about when it came to mining properties of hard-rock deposits.

Q. Was he involved in any of the proposals that you evaluated?

A. I don't recall any proposals or not. He was a principal in SRS also.

Q. Separation and recovery systems?

A. That's right.

Mr. ARMSTRONG. You mentioned previously returning stock to SRS.

A. Yes.

Q. Did you have any other business or financial dealings with them?

A. No. I had—I was very intrigued by the technology they had developed and looked at it from time to time. When I would come to visit Don, I would take a ride over there and see how they were doing, because it was a very fascinatingly simple device that separated oil and water, and so simple, in fact, that you wondered if it could work, but it worked. I believe it is still working, and selling, I guess. I don't know, I haven't kept up with it. I dropped my interest in it because it was really not in my field.

Mr. LENZNER. Were you related at all with the effort to sell the company to or sell shares of it to Mr. Onassis?

The WITNESS. No.

Mr. LENZNER. Did Mr. Rebozo ever have an interest in, purchase an interest in Separation and Recovery Systems, Inc.?

The WITNESS. Not that I am aware of.

Mr. ARMSTRONG. Did you yourself contact individuals for the purpose of selling shares of Separation and Recovery Systems, Inc.?

A. No. That's not my business.

Q. Are you aware of any business or financial transactions between Mr. F. Donald Nixon and Mrs. Charles G. Rebozo since January 1, 1969?

A. Not to my knowledge, no.

Q. Are you aware of any business or financial transactions between Mr. Charles G. Rebozo and President Richard M. Nixon since January 1, 1969?

A. I have no idea. I am not a party to that.

Q. You are not aware of any?

A. I am not aware of any such transactions.

Q. And are you aware of any business or financial transactions between Miss Rose Mary Woods and Mr. Charles Rebozo since January 1, 1969?

A. No.

Mr. LENZNER. Just one or two more questions and then we are finished, Mr. Nixon.

[Examination by Mr. Lenzner.]

Q. When we first interviewed you, you indicated that Mr. Ehrlichman mentioned Mr. Meier and Mr. Hatsis as someone to avoid. Do you recall discussing that with us?

A. Yes.

Q. Now, my question is, do you recall what information Mr. Ehrlichman had at that time with regard to either of those individuals, the nature of it?

A. No, I don't remember what he had. It seems it was more of a suspicion than anything he had, though I don't remember it, but I do remember him mentioning their names and showed some concern.

Q. Do you know if any FBI checks or other background checks had been run on Mr. Hatsis or Mr. Meier?

A. Ask the question again. What's the interrogatory again?

Q. Do you know whether Mr. Ehrlichman had run FBI or other background checks on either Meier or—

A. No, I don't know what he did.

[Examination by Mr. Armstrong.]

Q. Previously you mentioned—I believe I asked you if you had any safe-deposit boxes, and you say that you had none, but you did have access to a vault at Whittier—

A. That's where we stored the family memorabilia.

Q. Was this a safe-deposit box?

A. No, it's in a vault. It is in a back room, and you had to get two representatives from the bank. It was a special access area where boxes could be stored, large items.

Q. Like a silver storage room?

A. Yes.

Q. Was there any cash kept in that vault?

A. No, I don't believe so. Who knows what's in the safe-deposit boxes—but you go past those into the storage room.

Q. But in the storage area, that was used for family memorabilia?

A. No, there was no cash in that family memorabilia.

Q. During what period was that material kept in the vault?

A. We began that in sort of 1971, December 1970 onward, until October of 1973 we had access to that area.

Q. Who in addition to yourselves had access?

A. My brother Don, Evelyn Dorn, and that was it.

Q. Thank you.

A. Well, the bank people had access to it. It was not exclusive, but there—in other words, there were other things stored in that back room, and our boxes were numbered and labeled but—

Q. Were these cartons?

A. That's right.

Q. They weren't locked?

A. We kept them sealed with a signature across our seal and we checked with everybody and said, "We are resealing it," and signed it. Ann Campbell was the name—the employee of the National Archives in San Francisco, who helped on this project.

Mr. LENZNER. One other question on Mr. Meier.

[Examination by Mr. Lenzner.]

Q. Besides the one trip that you advised us to Las Vegas that you had at Mr. Meier's expense, did you receive—

A. By the way, I don't know at whose expense that came out of, but I was unable to pay my way out there.

Q. In any event, did you receive any compensation from Mr. Meier or the Hughes Nevada operations other than that?

A. No, no.

Q. And you had no other financial transactions or dealings with Mr. Meier?

A. None whatsoever.

Q. You also told us that it was your understanding that Robert Maheu had already—this is when we were discussing the Hughes contribution—it was your understanding that Robert Maheu had already contacted the campaign people and made arrangements for a contribution from the Hughes organization. Do you recall from whom you received that information?

A. No. I could say several people, but I don't know who it was. I can't really specify anybody. It could be the finance committee chairman or one of his senior officials—what are you alleging that I said?

Mr. LENZNER. Our notes indicate that you said it was your understanding that Robert Maheu had already contacted the campaign people and made arrangements for a contribution from the Hughes organization.

This was with regard to whether there was a meeting between Meier and Mr. Rebozo in New York City concerning the Hughes contribution, and I think your answer was, in fact, you did not remember such a meeting because it was your understanding that Maheu had already spoken to the campaign about a contribution.

A. The whole thing was a hazy recollection that I tried to reconstruct for you. I can't really put it together as to what took place there. I know there was some discussion of a Hughes contribution, and I had an obsequious informer telling me that there were all kinds of things going on, but—this was Meier. But what actually took place, I don't really know, who met whom and when it happened and what took place, but—

Q. OK.

A. John Meier was around my office for quite a while, as I said until I finally decided I didn't want to have anything to do with him at all.

Q. I take it you did not associate Mr. Rebozo with this contribution at the time?

A. No, I don't believe so.

Q. Do you have any recollection—I am sorry. Go ahead.

A. I don't really remember where this came to light that he was involved in any way in that, but—whether it was during that campaign or sometime later, or what. I can't really do that for you. I don't know.

Q. Do you have any recollection of whether Mr. Rebozo was present when any of the discussions were held with regard to the Hughes contribution?

A. I can't say that either. I can remember seeing him in New York, as I said before, on a couple of occasions, but not specifically involving any kind of financial dealings at all, the Hughes money or—

Q. Did you ever discuss the Hughes contribution with either your brother F. Donald Nixon or President Nixon?

A. To tell the truth, I don't think that I was really aware that any contribution was made until sometime later we began to hear about a Hughes contribution to Hubert Humphrey and a Hughes contribution to our campaign, and these were mainly coming to me from John Meier, as I recall. He was telling me that this was going on and that was going on. At first I believe I heard half of it, and then I believe less and less. So I don't really know what happened. I certainly wouldn't take his word for anything.

Q. Did you ever make an effort to check with any of the financial people to determine whether his statements were accurate or not?

A. No, because the finance committee was out of my realm. I didn't have anything to do with it. If it ever came my way, I directed people down to the finance committee, either personally or told them how to get there.

Mr. LENZNER. All right. Thank you very much, Mr. Nixon. I hope you understand that in addition to the materials we reviewed with you last time, because of the information that we had received since then, we felt it important to——

The WITNESS. No, I understand. I understand also you have got to wrap this thing up.

Mr. LENZNER. We do indeed.

Mr. BLATT. Off the record.

[Discussion off the record.]

Mr. McKIERNAN. We will be happy to have it signed before any notary. I would imagine you wouldn't care either.

Mr. LENZNER. No, I don't care. It is a procedure we don't even usually bother with, frankly.

[Whereupon, the hearing in the above-entitled matter was adjourned.]

MONDAY, APRIL 15, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 12:08 p.m. at the International Airport, Los Angeles, Calif., Senator Inouye presiding.

Senator INOUE. Do you swear that the testimony you are about to give is the truth, the whole truth, and nothing but the truth, so help you God?

The WITNESS. I do.

Senator INOUE. Would you state your name and address.

The WITNESS. Stanley W. McKiernan, 1150 South Olive, Suite 1420, Los Angeles, Calif.

[Whereupon, the deposition recessed, to reconvene at 5:40 p.m. at the Occidental Center, Los Angeles, Calif.]

DEPOSITION OF STANLEY W. MCKIERNAN, ACCOMPANIED BY
MEYER BLATT, COUNSEL

Mr. LENZNER. Mr. McKiernan was sworn in by Senator Inouye at approximately 12 noon today, April 15, 1974.

Mr. McKiernan, can you—

The WITNESS. Can I make a statement?

Mr. LENZNER. Surely.

The WITNESS. Just a comment concerning the subpoena I received. It is dated the 9th of April, and it asks for an appearance of Edward Nixon on April 18 in Washington, D.C., and he is to bring with him certain materials.

In our discussion with Mr. Lenzner, he has indicated that he does want the records. However, the request for the appearance of Mr. Nixon is deleted from the subpoena.

Mr. LENZNER. To be completely accurate, the appearance will be waived upon receipt of records in response to the subpoena that we served on Mr. McKiernan. I understand Mr. McKiernan accepted it on behalf of Mr. Edward Nixon.

The WITNESS. That's correct; I did accept the subpoena on behalf of Mr. Nixon. We would like also to discuss a little bit the first part of the subpoena, which concerns the financial and business records. We discussed that during the testimony of Mr. Nixon, that perhaps a list of the loans would be sufficient. Could you, Mr. Lenzner, clarify particularly what you want from Mr. Nixon?

Mr. LENZNER. The discussion with regard to the loans was, I think, directed at Mr. Edward Nixon's testimony with regard to his

recollection or inability to recollect all the loans that he either received or made during the period January 1, 1969, to the present or to March 31, 1974.

This subpoena was signed by Chairman Ervin with the consent of Senator Baker, the vice-chairman, and seeks to obtain the specified financial documents listed in the subpoena in paragraph I.

What we are primarily interested in is records reflecting any income or disbursements for the period denoted in the subpoena plus, of course, any correspondence files that might also reflect specific transactions that might bear upon our inquiry. Now, the second paragraph, I think——

Mr. ARMSTRONG. Off the record.

[Discussion off the record.]

Mr. LENZNER. It would include but not be limited to the matters related in the subpoena, which include loan and mortgage records, which might relate to transactions relating to real property.

The WITNESS. OK.

Mr. LENZNER. The second paragraph, I would limit that again to the period January 1, 1969, to March 31, 1974, and I think you would understand that those materials would relate specifically to either financial transactions or items that we have previously interrogated Mr. Edward Nixon about, if he has any.

The WITNESS. For the record, I might state that Mr. Nixon and I spent a fair amount of time going over these items during your lunch break, and it appears that he has no correspondence, memorandums, reports, or documents or original records concerning any of these items.

If you have any specific request concerning any of these names or companies that you might think we have, we would be open for suggestions. If there is anything in particular you are looking for, perhaps you could outline that.

Mr. ARMSTRONG. Your comment was in reference to the second group of items on the subpoena?

The WITNESS. Right.

Mr. ARMSTRONG. The first group, of course, he has appropriate financial records; no problem.

The WITNESS. Right.

Mr. ARMSTRONG. Now, when you say he has no such records, that would include no correspondence with F. Donald Nixon?

The WITNESS. That's right. Well——

Mr. ARMSTRONG. Richard Nixon, the Richard Nixon Foundation?

The WITNESS. He has no correspondence with F. Donald Nixon that has to do with anything other than a personal matter, like a birthday, or something like that. Mr. Nixon is not a letter-writer and neither is Edward, for that matter.

Now, he can't think of any correspondence that he has with the people of the Nixon Foundation other than verifying dates of appointments and that sort of thing.

Mr. ARMSTRONG. He made reference to a report in 1973, which he brought up today, that summarizes activities that he, I believe, made to Mr. Firestone.

The WITNESS. We will——

Mr. ARMSTRONG. He made reference to the return of some stocks. I believe it was Separations and Recovery Systems, Inc.

The WITNESS. There is no correspondence involved.

Mr. ARMSTRONG. There is no correspondence?

The WITNESS. No. The report to Mr. Firestone I was not aware of, but we will contact Mr. Firestone immediately and try and secure you a copy of that.

Mr. ARMSTRONG. No correspondence with John Mitchell?

The WITNESS. No.

Mr. ARMSTRONG. Or with any representative of John Mitchell?

The WITNESS. No.

Mr. ARMSTRONG. Or Rose Mary Woods?

The WITNESS. No.

Mr. ARMSTRONG. Or Mr. Kalmbach?

The WITNESS. No. This is not to say there wasn't communication between them in the form of conversations, but they didn't write letters—no documents.

Mr. ARMSTRONG. There is no written record?

The WITNESS. Exactly.

Mr. LENZNER. Anything else?

Mr. ARMSTRONG. Mr. Finch?

The WITNESS. No.

Mr. ARMSTRONG. Or Mr. Ehrlichman?

The WITNESS. No.

Mr. ARMSTRONG. Well, those occur to me to be the ones that are most likely.

The WITNESS. Right. Fine.

[Examination by Mr. Lenzner.]

Q. Well, if we can supplement this with any more specific requests, we will do so.

A. Sure; do so.

Q. OK. Mr. McKiernan, on occasion since the release of the allegations relating to Mr. Kalmbach's testimony with regard to the Hughes contribution, have you had a contact or communication with individuals other than Mr. F. Donald Nixon or Edward Nixon with regard to that?

A. Yes.

Q. Can you describe or identify who they are besides perhaps co-counsel or your clients?

A. I discussed the matter with Dr. Blatt, of course, and I discussed the matter, of course, with my client, F. Donald Nixon. I discussed the matter with Mr. Buzhardt. He inquired—he called me, said that the article was being printed in the paper and he wanted to know whether or not there was any truth in it. And, of course, I assured him that to my knowledge there wasn't, that Mr. Nixon and Mr. Rebozo were, to my knowledge, not good friends, and in fact rarely spoke to each other.

And I thought it was kind of ludicrous that anyone would even suggest that there would be a transfer of funds of that type from that party to F. Donald Nixon. And he said, "Well, I just wanted to check. I didn't think there was a possibility at all, but I wanted to check the inquiry." I said, "Well, that's the answer." And he thanked me and that was the end of that.

Q. Do you remember when he called you?

A. It was the day before the story broke, I believe, or the day the story broke, in the morning. I don't remember the exact time or the exact date.

Mr. ARMSTRONG. Where were you at the time, sir?

The WITNESS. I was at home.

Mr. ARMSTRONG. Here in California?

The WITNESS. Correct.

Mr. LENZNER. Did he indicate at whose request he was calling?

A. No, he didn't.

Q. Did he indicate or request you to take any further action with regard to that matter?

A. We discussed whether or not there should be a denial—written denial. He said, "What are your plans? Do you plan to deny it or what?" And I told him I would call my client. We had had, for the most part, pretty bad relationships with the newspapers. And their policy up to this point had been that he refused to discuss anything with him, no comment.

But, of course, this was, as I said earlier, kind of a ludicrous thing. And so I said, "Well, I will discuss the matter with Mr. Nixon." And I did, and Mr. Nixon said, well, he felt that this thing had kind of gone far enough and he wanted to make a denial of the thing. So I went down to his home and we discussed it and worked out a kind of standard statement to be used as a denial.

Q. Was there any further contact with Mr. Buzhardt by you?

A. No; not by me. Mr. Buzhardt contacted me. I was working with a client in Hawaii, and he called me and said that Edward Nixon had also cropped up in the story and he wanted to know whether or not I had discussed the thing with Mr. Nixon—Edward Nixon. I said, "No." He said: "Do you know anything about it?" I said: "I am certain he hadn't received any funds," and that was even more farfetched than the story about the transfer of funds to F. Donald Nixon. Then I indicated that I had been talking to Mr. Armstrong and had an appointment scheduled to meet with Mr. Lenzner and Mr. Armstrong on Monday, and that I would call Donald Nixon and ask him to have his brother there too, and I did that. I called Donald Nixon, asked him to contact Edward and arrange for the appointment to be here.

Q. Was there any discussion with Mr. Buzhardt with regard to the holding of those interviews at the time scheduled?

A. No.

Q. He did not indicate any interest or position as to whether those interviews should go forward at that time?

A. Well, I think we made the standard comments; we thought it was a waste of time, you know, a bother and an expense to the family and all that, but you know, nothing as far as the procedure or input into it, other than casual conversation.

Q. Did Mr. Buzhardt indicate whether a delay might be appropriate in terms of the interviews that were scheduled for that weekend?

A. No; he didn't discuss the scheduling at all. No discussion about that at all; nothing.

Q. Did he indicate whether he was conducting any inquiry himself with regard to the accuracy of the newspaper articles?

A. No. We both kind of laughed about it, and we both thought it was, you know, absolutely impossible, and we just felt, you know, that it was—I said said earlier, it was just a waste of time. He didn't indicate to me that he was looking into it at all.

Q. He didn't indicate any concern then with regard to the impact the stories might have?

A. No. He just thought it was a continuing—part of a continuing harassment. That was his attitude, I think.

Mr. BLATT. You mean other than to ask if there was any truth in it; is that what you mean?

Mr. LENZNER. Well, did he express any interest or concern as to whether Mr. Kalmbach—why Mr. Kalmbach had made the statements that he had allegedly made?

A. No.

Q. Did he indicate any interest in obtaining from Mr. Kalmbach verification of whether he, in fact had made the statements as reported in the newspapers?

A. No. I was interested in that and I wanted to discuss the matter with Mr. Kalmbach and see if he even said it, because I felt a little foolish about responding to what perhaps hadn't even been said. The source of information was really a leak, and it could very well not have happened, so just from an orderly procedure, I wanted to look into that, but I was unable to contact Mr. Kalmbach so I felt that we might as well go ahead with the denial, but never discussed the procedure, contacting Kalmbach, or anything.

Q. You said you did make an effort to contact Mr. Kalmbach?

A. Yes.

Q. Can you describe what that effort was, sir?

A. Mr. Kalmbach lives right close to Donald Nixon's home. When I went down to see Donald to discuss the public denial I stopped at Mr. Kalmbach's house but he wasn't home. He didn't answer his telephone, so I wasn't able to see him.

Q. Had you called prior to the time you went down there to see if you could talk to Mr. Kalmbach?

A. No.

Q. You say he didn't answer his phone. How do you know he didn't answer his phone?

A. I dialed his telephone number.

Q. When did you do that?

A. When I was in Mr. Nixon's house.

Q. Do you know of anybody else who attempted to contact Mr. Kalmbach?

A. Yes. I asked Donald to try and arrange an appointment for me so I could talk to him. Donald tried to contact him and wasn't able to do so either.

Q. Anybody else?

A. No.

[Examination by Mr. Armstrong.]

Q. Did Mr. Buzhardt offer any information at all as to the accuracy of the story?

A. No, he didn't. I think it kind of came as a revelation to him. I think he was just kind of taken aback by the whole thing and he just didn't have any information, no comments at all, except he was kind of aghast at this kind of unexpected development.

Q. Did he indicate what Mr. Rebozo's position was in the matter?

A. No.

Q. Did you have any independent knowledge of what Mr. Rebozo's position was in the matter?

A. I tried to contact Mr. Rebozo's attorney to ask him for his position, you know, because I wanted to, in the denial, document the fact that we had done a fair job of research and we had as many facts at our disposal before we said anything, but I wasn't able to contact him.

Mr. LENZNER. That was Mr. Frates?

The WITNESS. Yes.

Mr. ARMSTRONG. Do you recall when you would have tried to reach Mr. Frates?

A. It was the morning—in the morning, just prior to my driving down to see Donald. It must have been on Sunday.

Mr. BLATT. No. Sunday you were in Hawaii. Maybe Saturday morning. That's when you went down to see Donald. I was trying to find you all day.

The WITNESS. So it was late Saturday morning, just before I left.

Mr. ARMSTRONG. Saturday morning, incidentally, is the time I was trying to reach you. Was that the same morning I was trying to reach you? I believe I reached your wife and she said you would be back about 11:30 in the morning.

A. I don't know. I don't remember.

Q. I was just trying to place it.

A. I didn't get your message, so I don't remember. Well, I can state with a fair degree of accuracy it had to be on Saturday because I took the plane to Hawaii on Sunday.

Q. I finally did reach you on Saturday, so I spoke with you that afternoon.

A. You did. You came in on my unlisted number. How did you get that number? I about fell off the chair.

Q. I got it from another staff member. I have no idea. I am sure it must have been from a prior contact we had had with you. I never had any contact with you previously.

A. That's Mr. Blatt's private number, and when I lifted up the phone I expected to hear Mr. Blatt and I heard Scott Armstrong.

Q. I may have gotten it from the law firm.

A. That makes two of you that have my private number.

Q. Do you recall when you had last talked with Mr. Buzhardt, prior to his call, regarding the story that was printed in the papers last Saturday, a week ago last Saturday?

A. Yes. I spoke to him after the—

Mr. BLATT. He is asking the last time you talked regarding the story.

Mr. ARMSTRONG. I was asking for the next prior contact, period.

Mr. BLATT. Regarding the story?

Mr. ARMSTRONG. Regarding anything.

The WITNESS. After the two Nixon brothers testified in the *Vesco* case, I called Mr. Buzhardt and discussed the case in a general vein with him. It was a conclusion of the two Nixon brothers.

Mr. ARMSTRONG. You discussed their testimony in the *Vesco* case?

A. Right.

Q. Was there any discussion at that time of this so-called Hughes-Rebozo investigation?

A. I don't think he knew about it at that time, nor did I. I think that all broke subsequent to that. The first I heard about it was when he called me in the morning and he said, "There's going to be a story that says the following," and I said, "That's unbelievable."

Q. You were of course aware of our attempts to contact you in New York so we could schedule some meeting there?

A. Yes.

Q. Was that discussed at all?

A. No, I don't believe so—I retract that. I don't know whether it was or not. I can't remember whether I told him that it was a meeting at that time or when, I don't remember that. I know I did tell him. I don't know if it was Saturday or the week prior.

Q. But there would have been no discussion as to what we might have wanted to interview Donald or Edward Nixon on at that time?

A. No.

Mr. BLATT. I don't think—Off the record.

[Discussion off the record.]

Mr. ARMSTRONG. Can you recall the time prior to that conversation you had with Mr. Buzhardt, just subsequent to their testimony in the *Vesco* case, when you would have talked to him just prior to that?

A. Gosh, I really don't remember when it was.

Q. Would it have been within that week?

A. I really don't know. I don't think so; I don't think so. I talked to him periodically, you know, but I don't think that frequently. But to be real honest with you, I just don't remember. It wasn't anything earthshaking going on.

[Examination by Mr. Lenzner.]

Q. Now, how long has Mr. Buzhardt been designated as liaison in the White House for the Nixon brothers?

A. Well—

Mr. BLATT. Hold it. That's kind of a conclusion, isn't it?

Mr. LENZNER. Well, do you quarrel with that statement? Is he not now designated as the liaison for issues relating to the Nixon brothers?

The WITNESS. I don't remember any formal—you know, "You are it" type of designation, where he has been named as the liaison or anything like that. There has been a lot of people in the White House who have kind of been liaison. I suppose, you know, Rose Mary Woods, Buzhardt, Price, Ray Price; a lot of people. I don't know that it is Buzhardt particularly. We talked to Buzhardt periodically to keep him abreast of how the Nixon brothers were doing on the *Vesco* case and on the Watergate matters. His brother was interested, as would any other brother, and we kind of kept him advised as we went on. But I think the liaison word is a little strong. I think it

wasn't "You talk to this person and no one else." I think it was kind of a broad group of people that conveyed messages and things between the brothers.

Donald and Edward both tried to avoid any direct contact with the President, except on a social basis, and so they had a number of people that they spoke to who in turn spoke to the President for them, and that's a policy that has existed for years and years.

Mr. LENZNER. Have you spoken on occasion to General Haig with regard to Donald or Edward Nixon?

A. No, but Eddie Nixon speaks, I guess, frequently to Haig. I have never even met Mr. Haig, but Edward frequently does, and I believe Donald does on occasion too.

Q. What about Mr. Garment—Leonard Garment.

A. I have never had the pleasure of meeting Mr. Garment, but I really can't say as to whether Donald and Edward have or haven't.

Mr. LENZNER. How about Mr. Ziegler, Z-i-e-g-l-e-r?

A. No; I have never heard of Mr. Ziegler.

Q. Was any effort made to contact Mr. O'Connor, the attorney for Kalmbach?

A. My understanding was that Mr. Morgan was the attorney for Kalmbach, and I found that out by reading this newspaper article that said this thing was to be in the paper, go out and get your Sunday paper. So I went out and got the paper and I read it. That is how I found Mr. Frates' name and Mr. Kalmbach's attorney's name. And it said there it was Edward Morgan. I tried to contact him, yes, but I was unable to reach him. It was Saturday and he was gone. I left a message with his answering service, but I never did hear from him.

Q. Have you talked with Mr. Frates or any representative of his law firm with regard to this?

A. No; I never did.

Q. In the last several months, are there other individuals in the White House who you have discussed Edward or Donald Nixon with in addition to Mr. Buzhardt?

A. Well, are you talking about during the campaign and other times?

Q. No; I would say beginning January 1, 1974.

A. I really couldn't say that I have. I have bumped into people in the White House, but I don't really think I could say I have discussed in any detail or great length the matters. We really were—we are trying to convey a kind of summary of what is happening in the matter, and you really need to speak to someone who is a lawyer.

Mr. BLATT. Excuse me. Off the record.

[Discussion off the record.]

The WITNESS. Go back and ask that question about anybody else in the White House.

Mr. LENZNER. Have you been in contact with anybody else in the White House subsequent to January 1, 1974, with regard to Donald or Edward Nixon?

A. Off the record.

[Discussion off the record.]

Mr. LENZNER. All right. Prior to January 1, 1974.

A. Somewhere around late December or early January, I am just not certain when the most recent time is, I spoke with the President

in San Clemente and discussed in a general vein the progress of both the *Vesco* case and the investigation, Watergate investigation.

It was a unilateral thing for the most part, just a report on my part to him explaining to him exactly what the position of both the cases were.

Q. Was anybody else present at that, Mr. McKiernan?

A. Donald Nixon and Edward Nixon were present at the time.

Q. Anybody else.

A. There was some gentleman whose name I do not know who was there for a few minutes in the beginning, but he really wasn't in attendance at the meeting. He was just in the room and he was moving some documents and papers around unrelated to the case, and he left shortly thereafter.

Q. Do you recall if that was before or after our interview with Mr. Edward and Donald Nixon in January of 1974?

A. Well, it must have been before, because it was either in late December or the first few days in January, the 2d, 3d, 4th, somewhere in there, within a week. I am just not sure what the dates are, but I do know it was right at the turn of the year.

Mr. ARMSTRONG. Excuse me. Off the record.

[Discussion off the record.]

Mr. LENZNER. Our records reflect that the interviews in Los Angeles were on November 16 and 17 of 1973. Would that mean that your meeting with the President was after our interviews?

A. My prior answer still stands. The meeting was held late in December, early part of January.

Q. Can you tell us how that meeting was arranged?

A. Donald and Edward frequently visit with their brother on a social basis, and they asked me to accompany them to give in legalese, so to speak, a briefing to the President of what the status was on the two matters. And so I did. I accompanied them for that purpose.

Mr. BLATT. That was here in San Clemente, not in Washington.

Mr. LENZNER. And you had a specific time set up for that appointment with the President?

A. It was a kind of casual affair. Donald Nixon called me and said that he planned to go and visit his brother, and I think he called me the day before he was going to go and said: "Could you spare some time to come over in the afternoon with us?" And I said: "Sure." And that's what I did. I went with them. My recollection is it was on a weekend, I wasn't working.

Q. Was Mr. Haig or Mr. Buzhardt there?

A. No.

Q. You say the only other individual present was somebody who was not identified to you?

A. Yes; and I think he was just merely cleaning up some records and things that the President had been working on prior, because he left in a very few minutes. I don't know his name.

Q. Can you describe the substance of the conversation with regard to the Senate Watergate Committee's investigation?

A. It was pretty much a unilateral thing. He listened and I talked, and he just asked me to give a summary of what had transpired up to that point, and I did. And he just nodded his head, and then we

concerned ourselves with the *Vesco* matter. I explained what had transpired up to that point, and he listened carefully, and that was about it. There was very little in the way of give and take discussion. It was pretty much a report being given and listened to and not much expansion, not much discussion.

Q. Was there any discussion with regard to the interview that we had with Edward and Donald Nixon on November 16 and 17 of 1973?

A. No, there was no discussion of any specific meeting at all. In fact, there was very little in the way of discussion. It was pretty much—he wanted to know what the status was and I gave it to him, and that was that. There was no discussion of any particular meeting at all.

Q. You did not tell the President, then, that Edward and Donald had been interviewed by the Senate Watergate Committee?

A. Oh, I did tell him that they had been interviewed, yes. I didn't discuss any specific meeting or anything. I just merely indicated that they had been interviewed and, in substance, I gave him roughly what they had testified to and so on and so forth.

Q. In other words, you went over the general areas that we inquired into?

A. That's right, just a very general sense.

Q. Were any memorandums prepared reflecting the discussions or subjects that were inquired into?

A. Yes, there was. We prepared a memo and forwarded it to the President, I think, about a week later giving him a rough outline.

Q. That was a week after your meeting or after the interviews we had?

A. After the meeting at the White House—at the San Clemente White House.

Q. What was that memorandum based on?

A. Well, essentially we outlined the fact that we had met and we discussed the following subjects, you know, and it was pretty much a summary of what I said earlier.

Q. But, I mean, was the memorandum based on notes taken at the interview or was it based on any record that was kept at the time or anything like that?

A. No, no. I—I think as I was going out, he said, "I would appreciate a short memo on this matter." And I think I dictated the thing on my dictating machine on my way home. It is a long ride from San Clemente, you know. I am pretty sure I dictated it. And we had it out, I think, within a week, 5 or 6 days, 4 or 5 days.

Q. I take it no recording was made of the interview at the Marriott Hotel then?

A. Oh, no. Off the record.

[Discussion off the record.]

The WITNESS. Back on the record. Do you want to ask that foolish question?

Mr. LENZNER. Did you retain a copy of the memorandum that you furnished the President?

A. No.

Q. Did the President inquire or make any inquiry with regard to the briefing you furnished him on the Senate Watergate investigation?

A. Would you restate that?

Q. Did he ask any questions when you briefed him on the Senate Watergate—

A. Yes, he asked an occasional question now and then.

Q. Do you recall any of the questions or areas?

A. No. He just—when I was giving the summary, occasionally he would ask a question on a point and ask me to expand a little bit, but just—I can't remember any specific questions. I gave him what I thought was a very thorough analysis of the situation.

Q. I take it then that you went over the questions with him that we asked with regard to the contribution from Hughes for the 1968 and 1972 campaigns?

A. No, I didn't. But what I did do, I tried to give him an idea of the thrust of the committee's investigation. At the time I didn't think that Hughes' matter was particularly important, so I don't even think I mentioned it; or, if I did, it was just in passing. But I don't remember at all even discussing that. I didn't think at the time that that was important.

Q. Do you remember what areas you did emphasize with him, if you didn't emphasize the Hughes area?

A. Well, I think the President was very concerned that his two brothers not perjure themselves accidentally. He felt strongly they wouldn't do it intentionally, but he was very concerned about the possibility that they had in any way perjured themselves, because he felt that there was dangerous grounds there, where you ask questions about a lot of events that you can get confused.

And there was some discussion, I think, about what the impact, publicitywise, was on Donald's job. The President was concerned about the fact that this was affecting Donald's income.

I can't think of anything in particular, you know, because I tried to give as broad an analysis as I could. I tried to cover everything. But I don't remember particularly covering any specific items. But I tried to give him a résumé of the general discussion that we had had at these many meetings. But I don't remember anything in particular.

Q. Was there any discussion with regard to Donald Nixon's relationships to Johnny Meier or Tony Hatsis?

A. No, there wasn't.

Q. Or Jack Cleveland?

A. No. I didn't consider those and I still don't consider those items particularly important.

Q. Was there any discussion with regard to the electronic surveillance that was conducted of F. Donald Nixon?

Mr. BLATT. I would like to inquire into what is the importance of that with regard to this Rebozo thing.

Mr. LENZNER. Well, the original focus of this inquiry, Dr. Blatt—you were not present at the first interview—was on both the money transmitted to Mr. Rebozo and Mr. F. Donald Nixon's relationships with the Hughes Tool Co., particularly with regard to whether the information relating thereto may have also related to the interest that the members of the White House had in Mr. Larry O'Brien's contacts with the Hughes Tool Co. and the later break-in of Larry

O'Brien's office. So that was the original inquiry that we went over on November 16 and 17 of 1973.

Mr. BLATT. Well, how is that connected to the electronic surveillance?

Mr. LENZNER. Because we were trying to determine and still are whether the electronic surveillance of F. Donald Nixon was initiated because of F. Donald Nixon's relationship to employees of Hughes Tool Co. and whether the information obtained from the electronic surveillance suggested a potential for great embarrassment to the President and his brother.

Mr. BLATT. All right. Go ahead.

Mr. ARMSTRONG. Excuse me. I wasn't clear what the answer to the question was, about whether electronic surveillance was discussed.

The WITNESS. Oh. The answer was "Yes; it was."

Mr. LENZNER. And can you describe that conversation?

A. It was just a passing comment. I mentioned that it was quite a coincidence that immediately after the meeting at the Marriott Hotel, I was—I think I remember we were kind of having a cup of coffee. The waiter brought a tray full of coffee about that time. And we were relaxing having a cup of coffee, and I said, "It is quite a coincidence right after the meeting that you had inquired from Donald about the surveillance," and one thing or another. I was riding home in the car and there was almost—the President was making a statement at that time. I just turned it on. I wasn't aware of the fact that he was making a statement. And he said almost the identical words that Donald Nixon had said.

And to my knowledge they had never discussed the matter, you know, to speak of. So it was a very strange coincidence.

Q. I think the President was in Florida at that time when he made that statement.

A. Was he? Yes.

Q. I think that he did not indicate, however, that F. Donald Nixon had requested the electronic surveillance as indicated in our interview.

A. Yes. Well, my recollection of Donald's statement there was that he had requested surveillance because he had had these crackpots wandering around his home and had a lot of obscene phone calls and things like that and that Donald had asked for some help, you know, to see what they could do about cleaning up his phone calls and also about some personal security around his home.

Q. Well, was there any further discussion with regard to why the electronic surveillance was initiated?

A. No. I didn't know and I was merely reporting what had happened. I wasn't quizzing him, so I didn't initiate any discussions. I merely answered questions.

Q. Well, I note that in the interview with Donald Nixon on November 17, he indicated that he thought the White House was concerned about his association with Tony Hatisis, H-a-t-s-i-s, and he thought that was why the White House may have conducted electronic surveillance. Was that discussed at all with the President?

A. No; it wasn't.

Q. Do you recall how long the memorandum was that was prepared, that part of it relating to the Senate Watergate investigation?

A. No; I don't. Incidentally, I would like to make a correction there. I answered earlier that there—you asked the question as to whether or not there was a copy. Well, there was a copy made, while we were roughing the thing out. We destroyed all of that, of course. But we just didn't make an original. There was a copy at the time we were preparing this thing, but we destroyed the original—the copies, and we sent the original to the President.

Now, I don't remember particularly, no, what the length of it was. It was a summary form, though. It wasn't a long amount of documentation.

Q. Was it more than two or three pages?

A. I don't know. What would you say?

Mr. BLATT. I think it was more than two or three pages. I wouldn't say exactly seven or eight pages, but I don't know.

The WITNESS. There was also a section in there that took up a lot of space that had to do with Donald Nixon's health. The President was very worried about Donald's heart, and the family doctor apparently had at one time or another told the President that he was really getting on very dangerous ground, and when we were in Washington I think Donald had—I am not a medical man, but he had what I would call a minor stroke. In fact, he had it when I was with him. We were walking down the stairs and he got paralysis of his left leg, and he was examined in Washington and the President was very concerned about his health, and I think a good part of the report had to do with Donald's health. It was a report from Dr. Kraushaar, which we forwarded to the President.

Mr. LENZNER. Who typed that report?

The WITNESS. Who typed it?

Mr. BLATT. Do you mean the one from Dr. Kraushaar?

Mr. LENZNER. No, the report on the Senate Watergate investigation.

The WITNESS. I really don't know, because I worked on the rough and I wasn't there, but I am am not sure when the thing was typed.

Mr. LENZNER. Well, was it a secretary in this office?

Mr. BLATT. I don't remember—

The WITNESS. We had some part-time people for a while, Meier, but it was typed in this office, certainly.

[Examination by Mr. Armstrong.]

Q. Was there any instruction not to retain a copy by anybody?

A. My feeling was we shouldn't have a copy around. I intentionally destroyed the copy. I considered it a private communication with the President. I didn't want any possibility of it being made public, particularly the portion about Donald Nixon's health. It was our feeling, you know, that Donald's health was his business.

It had a lot of bearing on the fact that he was later terminated by Marriott Corp. He was trying to get some other job, and we didn't want a lot of knowledge about the fact that the guy had had a stroke or a circulatory block, or whatever you call it, so we were very cautious about that and we destroyed all the documentation.

Q. Was there any discussion with the President or any representative of the White House as to whether or not there should be a copy or not be a copy?

A. No, I did not——

Q. It was solely a decision you made on your own?

A. Right. Donald was very concerned about that, particularly about the health, because at the moment you know, he is unemployed, and he was hoping that he would be able to find a job somewhere else, and he felt that any information or publicity about the fact that he was really as sick as he was would have a detrimental effect on his likelihood of getting a job.

Q. At the time you briefed the President, was there any discussion as to whether or not the documents or records of either F. Donald Nixon or Edward Nixon had been subpoenaed by the Watergate Committee or by anyone else?

A. No, I didn't ask that question.

Q. Then you didn't raise that question?

A. No. I think I mentioned to him that our position was full disclosure, that we had answered every question asked, that we had not—we had refused no documents; we had refused no questions, and he approved of that, felt that we should continue with that approach.

Q. Was there any discussion of Hallomore Homes and/or Sand Bar Electronic Corp.?

A. No, no—well, when I say “no”, I mean there was no particular discussion. I may have passingly said, “The following things were discussed,” one, two, three, four, in kind of chronological order or something like that, but I don't remember him asking me any question wherein I should expand on it a little bit or something like that. It didn't seem to be a point of interest to him; it wasn't to me.

Q. Was there any one particular area the President seemed to be most concerned about, the possibility that the brothers, one or the other, might perjure themselves accidentally?

A. No, that was just a general statement. He wanted us to make the full disclosure, take the full disclosure position, and he wanted us not to refuse to cooperate, but he said, “Implicit in that kind of an approach is the danger you talk about so many things you get confused,” and I think his comment was, “Try and keep it in an orderly progression and don't bounce back and forth from subject to subject.” Kind of a general lawyer-type talk.

[Examination by Mr. Lenzner.]

Q. Did he inquire whether his brothers were under oath at the time of the interrogation in November of 1973?

A. No, he didn't.

Q. Was there any discussion as to whether they would have to appear at the then-upcoming Senate Watergate hearings?

A. I think I volunteered that I thought they would. I told him that I thought that the only reason they were involved was strictly for the publicity, and I said, “To be able to get two Nixon brothers on TV, it seems to me, is a pretty good chance that they are going to be asked.”

I don't think there was anything that they were going to be able to say that was going to be of any significance. I felt, because their names were Nixon, they were probably going to be asked to testify.

Q. Did the President have any response or questions about that?

A. I think—I don't remember. I think he disagreed with me. I think he didn't think that they would be, but I can't remember. I really don't remember that clearly.

Q. Did he indicate he had received any information from the committee itself with regard to the discussions of the committee?

A. No, he never mentioned any member of the committee or any of the attorneys or any of the investigators by name.

Q. Did you indicate who had conducted the interrogation in November of 1973?

A. I don't believe I did. I am really kind of foggy on that, but I don't think so. I am fairly certain I didn't.

Q. Did you so indicate in the memorandum that you sent?

A. Meyer, do you remember if we mentioned any facts or not? I don't think we did.

Mr. BLATT. That would be my recollection, that no name was mentioned.

Mr. LENZNER. How was the memorandum delivered to the White House? Was it hand-delivered or mailed?

A. Hand-delivered.

Q. By whom?

A. I hand-delivered it to Julie Nixon and asked her to give it to her father—I retract that. I was going to give it to Julie Nixon and have her give it to her father. However, she wasn't in, so I gave it to her husband, Mr. Eisenhower.

Q. Was that in Washington or—

A. In Washington, D.C.

Q. And was it in a plain envelope addressed to the President?

A. Yes.

Q. Do you know if anybody else has seen that besides the President?

A. I wouldn't think so.

Q. You have had no discussion with Mr. Buzhardt or any other adviser at the White House?

A. No.

Q. That is, any discussions with regard to the memorandum.

A. I think I did. I think I mentioned to Buzhardt, Mr. Buzhardt, that I had discussed this. I had a meeting with the President, and—I don't know if I discussed or—I do not know whether or not I discussed this specific memo with Mr. Buzhardt, but I do remember discussing the fact of my—of meeting in San Clemente and discussing these various items with the President.

Q. Did Mr. Buzhardt seem familiar with that, with your meeting and with the subjects discussed?

A. No; he didn't.

Q. Do you know if, in fact, he has seen the memorandum?

A. No; I don't.

Q. Was there any discussion at the meeting or in the memorandum with regard to the meetings Mr. Donald Nixon testified about in November 1973, with Mr. Ehrlichman, Mr. Haldeman, or Mr. Mitchell?

A. No.

Q. Was there any discussion with regard to the preparation of the memorandum you were involved in reflecting business transactions that Donald and Edward Nixon had been engaged in?

A. I think, except to the extent that—I think I might have mentioned that Donald was having a very difficult time at Marriott because of the adverse publicity of the Vesco trial and the Watergate investigation, and I think I may have ventured the opinion that his relationship with Marriott would be terminated because of this bad publicity. I am not dead sure, but I think that comment was made in there, because it was a subject of discussion at San Clemente.

Q. Did the President have any reaction to that?

A. Well, yes; he was pretty angry. He felt that his two brothers had really taken some pretty tough blows, suffered a great deal, and he was, for the most part, in an excellent mood that afternoon, but when we discussed that aspect of it, he reacted rather angry, I think like any brother would, about the misfortunes of another brother.

Q. But the question originally I think was, "was there any discussion with regard to the memorandum that had previously been prepared that you had furnished for Mr. Mitchell's use back in 1972, on Donald Nixon and Edward Nixon's financial transactions?"

A. I can't remember that. I know—I feel fairly certain that he knew of the booklet, I think. But whether we discussed it—I can't remember that. I can't remember; but it seems to me that he knew about it. Now, whether that's a conclusion I drew merely because the book was originally given to Mr. Mitchell and Mr. Mitchell was quite close to the President, or whether we discussed it in San Clemente, I don't know. But the conclusion was he did know about it. I think he did. I am not sure about that. I am just not sure.

Q. Was there any discussion as to the advisability of furnishing a copy of that booklet to the Senate Watergate Committee, as you actually did do?

A. No; I always felt strongly about that. I always felt that we should give a copy of the booklet.

Q. You didn't have any discussions then with anybody in the White House with regard to that decision?

A. No—I may have discussed that with Mr. Buzhardt, like I may have said—periodically I discussed with him the progress of the two matters. I may have said: "I have got this booklet and I am going to give it to them," but I always felt very, very strongly that the booklet should be given. We had a general concept of our relationship with the committee, and it was one of full disclosure, and I felt it was pointless to have a concept of full disclosure on the one hand and then withhold a significant document on the other, so I felt if we were going to be consistent—and I don't remember anybody saying "It's a bad idea," or "Stan, I don't want you to." Nobody has ever given us any direction on how to run the case. The situation has been one where we represented the two Nixon brothers and nobody ever dictated to us, and any conversations we had about matters like that were pretty much on a casual discussion basis.

There is no strategy; should we or shouldn't we. I think, you know, I have asked a lot of people's opinion. I might have asked Buzhardt, "What do you think about this?" I might have asked opinions when we were trying to make up our mind. I might have brainstormed the thing, but I always felt very strong about this full-disclosure policy. I don't see how the matter could be handled any other way.

[Examination by Mr. Armstrong.]

Q. Has anyone offered any suggestion about the form or manner in which it should be given to the Watergate Committee?

Mr. BLATT. That's the memorandum?

Mr. ARMSTRONG. The memorandum.

The WITNESS. I don't think I understand your question.

Mr. ARMSTRONG. Has anyone from the White House or has the President ever offered any suggestions or advice on the form or manner in which the memorandum might be given to the committee?

A. No; I don't—the memorandum was already printed and was typed up. There was no—we couldn't change the form, it was complete. It was an old document.

Q. Well, regarding the conditions under which it would be given to the committee.

A. I don't think we attached any condition. We gave it without any conditions. I don't remember—I do remember a discussion with Mr. Dash, yes; yes. Off the record.

[Discussion off the record.]

[Examination by Mr. Lenzner.]

Q. Did anybody advise you to furnish the memorandum that you did furnish only to Mr. Dash's use?

A. Yes; yes. I discussed with several different people, several different attorneys, Dr. Blatt and others, and I think I also discussed the matter with Mr. Buzhardt. I think it was more in the form of what I told him I was going to do, but Donald was a little opposed to this full-disclosure concept because there had been a lot of leaks to various newspapers, and we felt that the—within hours after the booklet was given to the committee, that there would be a series of exposés in one of the newspapers, and so I discussed with several people what we should do in order to assure the security of the thing, and I have forgotten who told me; it wasn't Mr. Buzhardt.

Anyway, somebody suggested "Why don't you give the thing to Dash directly?"

I don't believe it was Mr. Buzhardt, and then they said,

Also, it might be a wise idea to have the minority counsel there and give them the document, tell them that your position thus far has been full disclosure and that you never refused to give up a document, never refused to answer a question, but that you felt that this document should be held in the strictest of confidence, and that you would consider it a personal affront if there was a leak.

And so I did that. I took it over there and I think I advised Buzhardt I was going to do that. I don't think his comment was all that particularly flattering about the likelihood that the document would stay secure, but I submitted it.

Q. Do you recall discussing with anyone other than Mr. Buzhardt—and of course Mr. Blatt?

A. I am not sure. Off and on I discussed some matters of this case with a couple of judges whose opinions I trust. I don't remember if I discussed this with them or not. I may have; I just don't remember. I remember there was considerable discussion about this because Donald didn't want to give up the booklet, because he felt it was going to be leaked immediately, and there was a fair basis for that. A lot of things we had given had been leaked, and he was pretty adamant about it, and I was able to convince him that the only approach was to continue the full disclosure.

Q. Just to clarify the record, those were the only materials you gave to the committee; is that correct? When you said a lot of the things you had given had been leaked, you do not mean by the committee?

A. Let's see.

Mr. LENZNER. You furnished us with some expense meetings at Disneyland Hotel.

The WITNESS. I think we furnished you with some bank records.

Mr. ARMSTRONG. But you weren't making reference to those having been leaked?

The WITNESS. No. The conversations that we felt had been leaked through the Watergate Committee, we will be happy to discuss that tomorrow on the record if you like. We have a list of what we feel are leaks, but we can bring that up tomorrow.

Mr. LENZNER. Are you saying that Mr. Buzhardt did not give you advice with regard to furnishing us information or disclosing information?

A. I think I, for the most part, suggested to him what we were going to do, but I really don't remember that. I talked to several people about it. Whether he gave me the advice or whether it was just merely a passing discussion and he had his input into it or what, I don't remember. I do not recollect that he said specifically, "This is the way it has to be done and you must do it," or anything like that. I think I may have discussed the matter with him along with Dr. Blatt and others.

Q. What was the President's position with regard to open disclosure with regard to the Watergate Committee?

A. He felt that was the way to go. He suggested it was a dangerous thing, because when you talk about enough things, after a while you become confused, but he felt very strongly that the full disclosure was the only route to go, particularly with Donald and Eddie, since he felt there was absolutely no wrongdoing.

Q. And you are saying that at the time you met with President Nixon in January or late December, that you had—there was no discussion at all with regard to the Hughes contribution that went through Mr. Rebozo of approximately \$100,000; that subject never came up?

A. I don't think so, but I would be a little reluctant at this time to say categorically it didn't come up. But my recollection is that it didn't. I don't remember us discussing the Hughes matter at any great length.

Q. You do remember it being discussed? You say you do remember it being discussed?

A. I do not. I could very well have passed upon it, you know, when I was making the summary and could easily have touched upon it, but I don't remember any pointed discussion of the matter.

Q. And you don't recall the President inquiring with regard to that area at all?

A. Who?

Q. You don't recall the President inquiring with regard to that area at all?

A. No, no. You know, we didn't—I don't think there was anything in the summary of our conversation, in the report either, about that. I would have remembered that in retrospect now in view of the recent developments. Perhaps at the most in passing, in summary it was discussed. I tried to discuss accurately all of the items which had been discussed at these various interviews with both Edward and Donald. I tried to hit the high points of the things that I thought were significant and important.

Q. Did you discuss with him the interrogation with regard to Donald's trip to the Dominican Republic with John Meier?

A. Once again, I would think that I might—I must have at least passed on it, but in my own mind I don't consider that very important, so I don't think I expanded on it to any great length.

Q. Was there any discussion with regard to Donald Nixon's activities related to the acquisition of Air West by Hughes Tool Co.?

A. No. That, once again, you know, is such a—of such fleeting importance, hardly worthy of bringing up.

Q. Was there any discussion with regard to the interrogation related to the mining claim sold to Hughes by Jack Cleveland and others?

A. No.

Q. Was there any discussion with regard to Donald Nixon's trip to Switzerland and Europe with Johnny Meier?

A. I don't think so. That's been important to me because I thought it had a lot of bearing on the ultimate prosecution of Johnny Meier by the IRS, but I don't think it had anything to do with Watergate, and for that reason I don't—I don't think I even passed on that. I doubt if I even made a passing comment.

Q. And your recollection, I think you said before, was that Johnny Meier and Tony Hatsis and Jack Cleveland's names didn't arise in your briefing of the President?

A. No, no. They really aren't in my mind Watergate-connected in any way.

Q. Did David Eisenhower read the document when you gave it to him, to your knowledge?

A. No, I am sure he did not.

[Examination by Mr. Armstrong.]

Q. Between the interviews on November 16 and 17, from that time until the time when you had this discussion with the President, had you briefed anyone else in the White House on the essence or substance of those conversations?

A. No, I don't think so. I periodically, with Mr. Buzhardt, discussed the progress of both these matters.

Q. Is it likely you had already given Mr. Buzhardt the essence of what those interviews were about?

A. I would think so. See, I only met with the President once and I tried to give him a thumbnail sketch of the entire progress of both of these matters. And I talked with Buzhardt several times and I periodically brought him up to date.

Q. In other words, you would have given Buzhardt more detail? It would have been more contemporaneous?

A. I think so. It was strictly telephone conversation for the most part and an occasional visit to the office. I don't think I ever spent more than a half hour, 45 minutes with Buzhardt.

Q. Did you ever prepare any memorandums for Mr. Buzhardt?

A. No; never did.

Q. Did you get the impression in your discussions with the President that the President was familiar with your discussions with Mr. Buzhardt?

A. No, I didn't. I thought that the President was interested in the state of Donald's health and one thing or another and how they were holding up under the pressure of the investigation and a lot of bad publicity. And I tried to convey to Buzhardt periodically the general status of it. But in my discussions with the President, I didn't get the impression that he had heard a lot of what I was saying, you know. A lot of it was a matter of newspaper reporting which, you know, could have come to his attention. But I got the impression a lot of it he was hearing first hand. It kind of surprised me really, because he is a very attentive listener and he's got a good concentration span and he may give the impression that it is firsthand information to him. He may very well have heard it several times before; I don't know.

Q. Was there any time during your meeting with him that you were out of the hearing of Edward and Donald Nixon?

A. No.

Q. So they were present and within hearing for the whole conversation?

A. Yes.

Q. How long was the conversation?

A. Oh, a couple of hours maybe, somewhere in that neighborhood, because a lot of it was social talk. When we first came in there, Donald and Edward and the President talked about family matters a lot. It didn't have anything to do with anything except just how was this child and so on and so forth and all this kind of stuff. And there was some small-talk about the President's health and Donald's health and so on and so forth. There was a break for coffee. I suppose a conversation having to do with Vesco and Watergate must have taken perhaps 1 hour or a little over maybe, somewhere in that area.

Mr. LENZNER. Did you happen to see or meet with Mr. Rebozo while you were out at San Clemente on that occasion?

The WITNESS. Oh, no. I have met Mr. Rebozo once in my life at a cocktail party several years ago, and I don't think I have ever said more than, "How are you, Mr. Rebozo?"

Mr. ARMSTRONG. How about Mr. Kalmbach? Did you happen to see Mr. Kalmbach at San Clemente on that occasion?

A. No. I never met Mr. Kalmbach—I retract that. I did meet Mr. Kalmbach at San Clemente several years ago. I think I met Mr. Kalmbach two times in my life. Once was at San Clemente. I walked past him there in the garden—in the courtyard. I said, “Hello, Mr. Kalmbach,” and he nodded to me and that was it. I don’t know the gentleman.

[Examination by Mr. Lenzner.]

Q. Have you spoken with him telephonically?

A. No.

Q. And have you spoken with Mr. Rebozo telephonically?

A. No. I have never spoken—I have never written to them, never communicated with them in any way. I don’t know either one of those people.

Q. And that was your last conversation, either in person or written, the one that you described with the President?

A. Yes.

Mr. LENZNER. Off the record.

[Discussion off the record.]

[Whereupon at 7 p.m. the deposition recessed, to reconvene April 16, 1974, at 10 a.m. at the same place.]

TUESDAY, APRIL 16, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 10 a.m. at the Occidental Center, Los Angeles, Calif.

Present: Terry F. Lenzner, assistant chief counsel and Scott Armstrong, investigator.

DEPOSITION OF STANLEY W. McKIERNAN—Resumed

[Examination by Mr. Armstrong.]

Q. Mr. McKiernan, can you tell us how you first came to meet Edward and Donald Nixon?

A. In 1957 after graduating from college, University of Wisconsin, I came to California and I took a job with the Carnation Milk Co. as a management trainee. This was about a year-long training program.

Mr. BLATT. Go ahead, you can answer. All you need is the reporter.

The WITNESS. And Donald Nixon had just been employed as a member of the management, in the position of manager of executive sales. I am not certain of that title now, but I think that was close to it. And I had occasion to assist Mr. Nixon on various projects during the 4 years with Carnation Milk Co.

Mr. ARMSTRONG. And Edward Nixon?

A. During the 4 years that I was at Carnation Milk Co. and the time I was with Mr. Nixon, I had occasion to visit his home many times and meet all of his family.

Q. When did you first come to represent Mr. Donald Nixon?

A. January of 1969.

Q. Which was as soon as you had passed the bar. And Mr. Edward Nixon?

A. Same time.

Q. Now, subsequent to January 1, 1969, did there come a time, do you recall, when you first had contact with any representative of the White House or any agent or representative or associate of the President in regard to the brothers?

A. Well, I was active in the 1968 campaign, and the number of people—and I was active in the Governor's campaign. I was an active Republican politician, and I attended many rallies and things and I met, you know, the usual people one meets. But as a representative of the two brothers, I don't believe I met anyone until subsequent to 1969. I mean, I had no capacity. I wasn't a lawyer, so I wasn't in any position to represent them.

Q. And at any time, has a representative of the White House or associates of the President asked you to report back on the activities of the brothers prior to the time when the President, of course, asked you to report?

A. No, no. Just a moment. Would you rephrase the question. I mean, repeat the question. Maybe I misunderstood you.

[Discussion off the record.]

Mr. ARMSTRONG. What was the first occasion on which any employee of the White House or representative or agent of the President, associate of the President, asked you to report to them about the activities of either of the brothers?

A. The first time we did report any material or any subject matter was the report that was given to Mr. Mitchell. I am trying to think in my mind whether—I don't know what the circumstances that surrounded the report—whether we volunteered that information or whether it was requested.

There was concern on the part of Donald and Edward and I think also on the campaign staff, Mr. Mitchell, that the campaign was going exceptionally well, the domestic situation in the country was good, the international situation was good, and that the Democrats were a little short on issues and that there had been a history of personal attacks on Donald and to some extent on Edward.

And there was a feeling that perhaps there might be a fair emphasis on this area in this campaign. I can't really remember whether this was a feeling of Donald's and Edward's and they went to the committee for protection, or whether this was the committee's feeling, but it seems to me the first contact we had was with Cliff Miller. But I just don't remember the circumstances on that.

Q. Where did that contact take place?

A. In the California Club.

Q. What was Mr. Miller's function at the time?

A. I believe he was on Mr. Mitchell's staff. I think he had something to do with public relations or press or something like that.

Q. And what was discussed on that occasion?

A. The discussion was that in the past Donald and Edward Nixon had been pretty well left alone to fend for themselves when they were personally attacked, maliciously attacked, and that it would be better if in this campaign there was some preparation on the part of the two brothers and the committee to defend anticipated attacks.

And I believe it was Miller's thought that it would be impossible to respond unless they had a fair advance warning of what the issues might be.

We discussed generally what we thought might be the vulnerable areas. And we outlined I think briefly that afternoon some of the items, and I think Mr. Miller returned to Washington to discuss it with the staff.

Q. And did you become aware of any discussions that Mr. Miller had with any other individuals about the book, about these issues?

A. Well, Mr. Miller—no, not with any particular individual. He contacted me and said that they would like—well, I think he did

contact—no, he didn't. He just called back and said: "Well, we are going to need some information on this. Why don't you start to gather up the facts and document these facts as best you can and try and identify the particular issues and give us the true facts."

And then there was—I discussed this with Donald and Edward, and they were quite concerned about who would have control of the book. I think initially someone mentioned that John Dean would be the person who would be the liaison man, so to speak, and he would have control of the book. And Donald had a personal dislike for Dean. Dean had lived out in Orange County for a while and Donald knew him. And he objected to that. He refused.

Mr. BLATT. Tremendous foresight.

The WITNESS. Yes. He really—he said that the guy had very weak character and was a liar. Anyway, so Mr. Miller said, "Who do you trust in the administration?" And he said that he respected and liked John Mitchell. So they said, "All right. We will promise you that this book, if you give us a full and honest disclosure, we will put the book in the hands of Mr. Mitchell and he will be the liaison man and the mapping out of the responses will be done with Mr. Miller."

So, on that basis we prepared the book. And there was a hurry-up meeting on the thing. Once they conceived the idea that we should go along this line, why, then they wanted the meeting immediately. So Donald and I worked over one weekend and part of the following week getting as many of the facts together as we could.

And I think the night before we flew back there we edited the thing as best we could and polished up, I think, a couple sections and took it back for a meeting with Mr. Mitchell. But Mr. Mitchell wasn't there when we got there. And so Donald put the report back in his briefcase and started to go back to California.

And Mr. Miller convinced him that Fred LaRue, who was an assistant to Mr. Mitchell, was a trustworthy individual and he could take the book and he would keep it in his personal custody until he was able to reach Mr. Mitchell, who had some very serious problems at the time, and it was impossible for him to be available. So, after long discussions and something or other, why, Donald surrendered the book to Fred LaRue.

Mr. ARMSTRONG. Do you recall the time when the trip to Washington took place?

A. Well, it was the summer of the campaign, and I don't remember the exact time, but it was—

Q. Was it before or after the Watergate break-in? Do you recall that?

A. My recollection is, it was before, but I really don't remember. I thought—I attached very little importance to the Watergate break-in. I thought it was kind of a laughable farce, and so it didn't leave a big impression on my mind.

But the incident of Mrs. Mitchell's episode out in Newport Beach, I believe it was during that same week, because that is why Mr. Mitchell couldn't be there, so that will pin it down, when Mrs. Mitchell was staying at the Newporter Inn and—

Q. So it was almost immediately subsequent to the break-in?

A. Was that all about the same time?

Q. I believe it was several days later that Mrs. Mitchell had problems.

A. I know the book didn't appear in response to Watergate. That had no motivating influence in the preparation of the book at all.

Q. Now, did you have any subsequent discussions regarding the book with anyone in the White House or any associates of the President?

A. Yes. I had many phone calls and discussions and tried to expand on it with Mr. Miller. My recollection is—I think it was Mr. Miller, and he was just trying to get acquainted with it.

I got the impression that perhaps he had never read the book himself and that he was really just kind of picking my brain rather than struggling through the entire report. But I did have several discussions discussing the thing back and forth.

Of course, there was very little in the campaign that was in the nature of a personal attack on either of the brothers, so we never had to respond.

Q. Other than phone calls from Mr. Miller, did you discuss it with anyone else subsequently, up until the time you discussed it with us?

A. You mean during the campaign?

Q. Yes.

A. I can't remember discussing it with anybody else. I may have discussed it with Mr. Mitchell on one occasion. My recollection was I did have a discussion with Mr. Mitchell about getting in contact with the two Nixon brothers just to kind of work out a rapport, a recognition that they could feel free to contact him if anything did come up. And I think they did meet in southern California on one of Mrs. Mitchell's speaking tours or his speaking tour, I don't know which it was.

Q. Do you remember any particular problems that Mr. Miller or Mr. Mitchell seemed to think were significant that—

A. No. As a matter of fact, first of all there were no attacks, and second of all, no one thought that there was anything significant in this book. No one ever really said: "My gosh, this is important," or anything like that. The campaign was going so well and there were no attacks and we were almost, you know—almost everyone felt it was a certain win. And there was very little done after the book was prepared.

[Examination by Mr. Lenzner.]

Q. On the chronology of the meetings, my recollection is that there was a meeting in Washington with Mr. Ehrlichman on July 16, 1971. I am not sure if you were there or not.

A. For the record, I have never met Mr. Ehrlichman. I have never been within several miles of him. I wouldn't know him if I saw him, aside from his pictures in the paper. I have never shaken hands with him in a rally or anything.

Q. And then I think there was another meeting, we understand—I am just asking if you know whether Donald or Edward met with Ehrlichman or Haldeman or Mitchell also in the fall of 1971 to discuss possible campaign issues that might arise relating to them.

A. No. Well, put it this way. Donald felt quite cordial toward Mr. Mitchell. He disliked Mr. Ehrlichman. He disliked Mr. Haldeman. I would be very surprised if there were any meetings, and I would be surprised if he attended those meetings and didn't tell me.

And I don't remember him ever advising me that there were any meetings with either Haldeman or Ehrlichman. Not to say that there weren't some meetings I wasn't aware of, but I think it is highly unlikely.

Q. This is taken actually from the diaries, their own diaries, either Mr. Mitchell's or Mr. Haldeman's or Mr. Ehrlichman's.

A. I would have to respond to that that I am surprised at that. I wasn't aware of those meetings.

Q. And then I think there was a third meeting in early February of 1972 between Messrs. Ehrlichman, Haldeman, and Mitchell.

A. I am sorry. Was that prior question for 1971 or 1972?

Q. No. As I understand it, we know of—

A. Subsequent to the—are these meetings subsequent to the time that Mr. Mitchell was appointed the official liaison or prior?

Q. My understanding is that the 1971 meetings—the first 1971 meeting was prior. The second 1971 meeting was also prior; and then in February of 1972, Mr. Mitchell, at that time at that meeting, was designated to have the continuing liaison responsibility during the campaign. It was shortly before he left, as a matter of fact, to become campaign manager. Does that help at all?

A. Well, as I say, any meeting subsequent to the time Mr. Mitchell was appointed the liaison man for the two Nixon brothers with the campaign, I really would be astounded that there was such a meeting between Ehrlichman, Haldeman, or anyone else other than Mitchell and the two Nixon brothers.

Prior to that time I believe there were one or two meetings that I have heard Donald mention. I don't remember the dates, you know, the subject matter. I was never in attendance.

Q. This is from—now, here it is. There was a meeting with Donald and Edward with Ehrlichman on July 16, 1971, concerning some issues, including Don, Jr.'s Vesco relationship, but other issues also. And then on December 7, 1971, a meeting at the White House with Don and Ed. On February 8—I was wrong. On February 8, 1972, the brothers with Mitchell and Ehrlichman.

And then March 9, 1972, Don, Ed, Mitchell, Ehrlichman, and Haldeman. Well, in any event, I think it was the February meeting where they designated Mr. Mitchell to be the liaison. Does that help a little in chronology?

Mr. ARMSTRONG. Were you aware of the substance of any of the meetings prior to this meeting?

The WITNESS. No; I was not even aware of the meetings. I was not in attendance and no one ever discussed with me any details of them.

Mr. LENZNER. You were not in attendance at any of those meetings?

A. No. As I said earlier, I have never had an occasion to be in the same room with Mr. Ehrlichman, ever in my entire life.

Mr. ARMSTRONG. I don't believe the logs show that Mr. McKiernan was present.

Mr. BLATT. That is a break.

The WITNESS. Thanks a lot.

Mr. LENZNER. Did you suggest that any of those meetings be held to review possible issues that might arise with regard to either of the brothers during the campaign?

A. No. To the contrary. I suggested that there be no meetings between the two Nixon brothers and Haldeman or Ehrlichman, because these meetings generate a lot of hard feelings. The only meetings that ever generated any understanding and good flow of information was the ones that we had with Mr. Mitchell.

And I suggested to Don and I believe I suggested to Mr. Mitchell that the meetings held with Ehrlichman and Haldeman were generally unproductive and a waste of everybody's time.

Q. Was it your understanding that the book that you furnished us was prepared, however, for one of those meetings?

A. No, absolutely not. It was prepared for one person alone, for Mr. Mitchell only, and no one else. And Donald extracted a stipulation from Mr. Mitchell that the book was for his eyes alone and he would retain the sole custody of it.

[Examination by Mr. Armstrong.]

Q. At any time did you become aware of requests from Mr. Mitchell—by Mr. Mitchell, by the President, by Mr. Miller, or anyone else for additional information about any of the specifics mentioned in the book or—

A. No. There was very little in the way of information at all. In a couple of instances, I think it was Mr. Miller, I am not really sure, asked to expand on one or two items, because I think there was some rumble in the newspapers or something like that that there might be some sort of an attack on this issue, which never materialized. But I don't believe there was ever any request for additional information. A brief explanation of what had been written perhaps.

Q. Was there ever any concern expressed about any of the areas being particularly vulnerable?

A. No.

Q. Did you ever express any concern that you weren't sure you had all the facts on a particular area?

A. No. My recollection is that I told Mitchell that I felt that we had all the facts that Donald had available to him. I told him that I wasn't certain that that was all the facts concerning the subject, but I think I got the—I conveyed to Mr. Mitchell the opinion that—that most of the facts that Donald had at his fingertips were conveyed.

There was one unique circumstance I remember mentioning to Miller, I think it was. There were two people murdered up near the property up in Nevada someplace.

Mr. LENZNER. These are associates of Mr. Cleveland?

The WITNESS. That's right. And I said, you know—and they later caught, you know, I guess some hitchhiker or someone that killed them. They caught the guy.

But I said, "Of all the people to have to be murdered during a political campaign, two associates of Mr. Cleveland, and Donald

bought this lot with Mr. Cleveland." And I said, "It was a horrible coincidence." But I don't remember particularly any requests for information.

Mr. ARMSTRONG. Were you aware of concern about or did you express concern about the separation and recovery systems?

A. No, no. I didn't see anything particularly wrong with that. I thought that was—

Q. Or about Mr. Donald Nixon's meetings or introductions to Aristotle Onassis?

A. Oh, no. I thought that—I thought that there was nothing wrong with it at all. In fact, I attended the meeting with Aristotle Onassis and I didn't see anything wrong with it at all. I just thought it would make beautiful copy, the fact of Donald Nixon meeting with Aristotle, who was married to John Kennedy's bride. I said, it just makes beautiful reading. I said it is meaningless, of course, but it makes beautiful reading.

I said I didn't think anything was wrong or I didn't think that it would reflect particularly badly on anyone, but I said that's—names like Aristotle Onassis, you know, and Donald Nixon make great reading, no matter what follows after you mention the names.

Q. Did you express concern about the Hallamore Homes stock transaction?

A. Yes. I felt that that thing should be straightened out. I do not consider myself an SEC expert, and I am not to this date. We have got some people in our law firm we are very proud of, who I think are excellent, but that has not been my strong point and I was not really aware of the issues.

Unfortunately, I was not around when the transaction took place, any of the transactions took place. So I didn't have all the insight into the thing and I felt that someone should really look into that and get all the facts, because I felt, not being an expert, perhaps I was misinterpreting what that was all about.

And I think I asked Mr. Mitchell if perhaps it wouldn't be a wise idea to have somebody look at it. I said, "I don't think that is a problem and I don't think there is anything wrong. It is a field of expertise that is not my field," and I didn't feel comfortable about that particular analysis. I wasn't sure that I had analyzed the facts correctly, and I wasn't sure of what the ramifications of all that was.

So that is an area I asked him to look into. I didn't think there was anything wrong and I wasn't particularly worried about it except to the extent I felt somebody who really knew what they were doing should look into it and see if they agreed with me that it was basically an innocent—

Q. You say you suggested this to Mr. Mitchell or Mr. Miller?

A. I can't remember if it was Mitchell, Miller, or LaRue. Fred LaRue was subbing for Mr. Mitchell, and I can't remember which of the three parties.

Q. Subsequently did you receive any additional information?

A. No, no feedback at all.

Mr. LENZNER. Do you know whether an investigation was conducted of SRS?

The WITNESS. Well, I don't believe there was. I never heard of anything, and if there was, it was done in such a way that SRS was not aware of it, because I got no feedback at all. I don't believe there was.

Mr. ARMSTRONG. Or Hallamore Homes?

A. I don't believe there was any investigation of either. To my knowledge there was none. I didn't request it. I didn't think it was necessary. I just felt that the facts that I had reviewed should be reviewed by someone who was really knowledgeable in the field of stock transfers and so on and so forth.

Q. Incidentally, when did you first learn of the facts associated with Hallamore Homes stock transaction?

A. Somewhere about a week or so before I met with Miller at the California Club. Donald had mentioned the fact that he was out at Hallamore's and so on and so forth, and I was extremely busy in those days, and I kind of lost track of Donald and I—every once in a while he would drop by my office and say, "I did this and that." And I said, "Oh, great," and so on and so forth. But I really didn't pay a whole lot of attention to that. We were very, very close personal friends, and he was living in Newport Beach, I lived in Glendale, his office was in Newport Beach and mine was in Los Angeles, a long ways away—50, 60 miles. We would get together as often as we could, and I really kind of lost track of his transactions and I didn't pay much attention to him.

But when I had to prepare this report for Mr. Mitchell, obviously a young lawyer is going to prepare a written report for Mr. Mitchell, I dug into the facts as deeply as I could in great depth and I tried to document it then as best I could on extremely short notice. So, I suppose I became aware of them as they happened, but didn't pay a whole lot of attention to them.

[Examination by Mr. Lenzner.]

Q. Did you ever learn of an SEC investigation of Hallamore Homes?

A. No, to this moment I am not aware of the fact there was an SEC investigation. I might ask—has there been one?

Q. We have received some information that the SEC may have been looking at Hallamore Homes just prior to the election of 1972. But were you not aware of that?

A. Heavens, no. Had I been I certainly would have put that in the report.

[Examination by Mr. Armstrong.]

Q. Subsequent to your meeting with Mr. LaRue where Donald took home the book to Mr. LaRue and then the phone calls that Mr. Miller placed to you to follow up on items within the book, did you have any subsequent discussions regarding Donald's or Edward's problems with any representative of the White House or of the campaign or associate of the President's?

A. No. I think the only one I spoke to was Miller. I talked to Mitchell on three or four occasions, but I don't believe that we discussed in any great depth any problem. I think I saw him, I talked to him. I personally had a great deal of esteem for Mr.

Mitchell. I liked him personally, type of person that I think—easy to like, and so whenever I had an occasion to talk to him I did, but I don't remember any particular instance where we had a problem that had to be discussed.

[Examination by Mr. Lenzner.]

Q. Let me ask you a question. At any time were there discussions with advisers of the White House or employees of the White House respecting any concern that Donald Nixon's expenses were paid by Mr. Meier or Mr. Hatsis for various trips or other matters?

A. Well, you have to bear in mind that I really had very little contact with the White House or any of the staff. I have to this day never met Mr. Ehrlichman. I spoke to Mr. Haldeman on two occasions, one in 1960 when he offered me a job in the Governor's campaign and—

Mr. ARMSTRONG. 1962?

The WITNESS. 1962. Did I say, 1960?

Mr. BLATT. Yes.

The WITNESS. I am sorry, 1962. And I think there was one other phone call, and that was it.

Mr. LENZNER. So, you have had no contact subsequent to January 1, 1969?

A. No, and I had never seen him. I have never been in his presence. So, I really didn't have any way of being involved in any of these discussions about what they liked or disliked.

I did hear Donald, you know, say that he had a lot of very unsatisfactory discussions with Mr. Ehrlichman and Mr. Haldeman, and he seemed to be very upset every time he talked to them about almost anything. I think it was a matter not that they had any contradictory information or approaches; they just had incompatible personalities. The two in the White House were very explicit, rigid people. Donald was a very easy-going guy, and they just were not on the same wavelength. They marched to different drummers.

Q. Well, did you learn of any concern expressed through Donald or otherwise about these individuals paying for his expenses?

A. No.

Q. Was there any attempt—the book does reflect, in fact, that Mr. Hatsis or at least Utah State Automobile Association paid for Donald's expenses to the Dominican Republic.

A. Yes.

Q. Was there ever any attempt to document or ascertain exactly how much that represented in expenses?

A. When we were trying to prepare—when we were trying to prepare the book, I tried to get as much documentation together as possible, and if that information had been available, I would have attached it. However, Donald's records are generally in a state of chaos, and there was little or no interest in Donald and Edward for the most part, and then all of a sudden they wanted to report immediately. So, I was just not in a position to document it. I don't remember any request for that information, but I certainly would have attached it since I made the statement. If I could have supported it with a document, I certainly would have.

Q. Do you know of any effort that was made to reimburse or compensate Mr. Hatsis or the Utah State Automobile Association for expenses incurred on behalf of Mr. Donald Nixon?

A. No.

Q. And similarly for Mr. Donald Nixon's trips to Switzerland and Hawaii?

A. No.

Q. Was there any effort to document or ascertain the expenses paid for by Mr. Meier or Mr. Hatsis on the Switzerland or the Hawaiian trip, to your knowledge?

A. Well, Donald prepared a monthly expense summary. He usually did it about every 4, 5 months, 6 months. He let it run and then I would hire a bookkeeper, a secretary or somebody to come in and wade through these piles and piles of records. To that extent, I am sure that all that was sorted out. It was documented, and I suppose there was some discussion as to whether or not Marriott should pay for it and perhaps Marriott did. I don't remember, but, of course, the subterfuge that Meier was using to lead Donald on, to associate with him, was that he had these contacts with these many very wealthy people who wanted to build hotels and then lease them to Marriott or establish some management contract for Marriott to operate them. And Meier would make these promises of the various people all over the world, and Donald would check with Marriott, and Marriott would say, "Certainly, you know." And he would say, "This gentleman is willing to pay for the expenses of this trip." And sometimes he did and sometimes he didn't, I guess, and I suppose to the extent that he didn't, Donald probably tried to document the thing and get Marriott to pay for it. I think sometimes he was successful and sometimes he wasn't.

Q. Well, I notice that some care was taken to reflect in this report that some of these expenses on these three trips were paid for by Mr. Hatsis and Mr. Meier. Was that at the request of Mr. Mitchell or Mr. Miller or Mr. LaRue?

A. No, there was no request for any specific information at all. What they said to me was, "You go through all these transactions. You raise every possible conceivable issue that you think that the Democrats could seize upon," and they said, "Try and look back on the things you have seen written and don't discount even the ridiculous articles. Look at every possible issue."

Some of these I thought perhaps was reaching a little bit, but better included than excluded. You have to bear in mind that this book was prepared for Mr. Mitchell, who as I said, I had a great deal of esteem for. He was a friend, and I was not preparing it for the Watergate Committee so—

Q. Right. But I take it, also, do you know of any concern reflected in the White House or with Mr. Mitchell or others as to whether these expenses should be reimbursed so they would not be an embarrassment?

A. Oh, no. There was absolutely none of that. I think you know that everybody is wise enough to know that you can't go around doctoring up past records. I think any attorney that has practiced law for any length of time—

Q. I am not suggesting that. I am suggesting that to clear the problem up so nobody could ever say this fellow Tony Hatsis, who everybody says, and the report indicates is an unsavory character, was at least responsible for the expenses on behalf of Donald Nixon.

A. Let me say this, as I indicated, there was no suggestion as to what was important and what wasn't important or what should be included or what should be excluded. That was my sole discretion.

Second, there was in my knowledge, there was no attempt to reimburse anybody by anyone. Donald, I know, was extremely upset by the fact that if Marriott didn't pay for it and if Meier didn't pay for it, he was going to have to pay for it, but as far as any other source of reimbursement, Donald never discussed it with me, and neither did anyone else, and frankly until you asked the question, it never entered my mind that anyone would. There are very few Santa Clauses running around that I noticed in those days.

Q. Well, when the IRS talked to Mr. Nixon, Donald Nixon, did this inquiry as to who paid for some of those expenses come up?

A. I don't know.

Q. To your recollection.

A. I don't know if they did or not. What the IRS was looking for was evidence that John Meier had taken money out of the country and put it in bank accounts in Europe. They were trying to trace income. They had apparently—if you can believe what the representative of the IRS said, they had information that led them to believe that he had acquired a great deal of cash, and he had not reported this income, and it was their belief that he was trying to secret it somewhere. They learned of Donald's trip to Europe and here and there and one thing and another with him, and so they came to Donald and asked him what he observed, did he see any money, you know, and so on and so forth.

Q. But they were not seeking to determine whether any of the expenses paid on behalf of Donald Nixon could be considered unreported income?

A. Oh, no. You know, it is—I don't suggest for a moment that perhaps they were very clever and they were using it as a subterfuge, the investigation of John Meier, to acquire information concerning Donald, but my impression of the meetings was that they were simply interested in information concerning Meier, nothing else.

Q. Did you have any contact, by the way, with anybody at the White House prior to the IRS interview concerning that subject?

A. No.

Q. Did you have any contact after the IRS interview reflecting on the subject?

A. No, I don't remember any.

Q. You didn't have any warning, then, from the White House—

A. No. You have got to remember that at that time Mr. Meier was causing Don a lot of troubles. He was making some very nasty

statements, you know, and Donald disliked him intently, and he was overjoyed to give the information to the Internal Revenue Service. He didn't want to make lies or defamatory statements, but given the opportunity to tell the truth, he was overjoyed to do it.

Mr. LENZNER. Go ahead, Scott.

The WITNESS. He didn't consider it a bad thing at all. It was no traumatic moment.

[Examination by Mr. Armstrong.]

Q. Between the time when you were speaking with Mr. Miller about the contents of the book and, I gather, occasionally with Mr. Mitchell, and the time when you spoke with Mr. Buzhardt first, was there any other person with whom you had a liaison role or to whom you reported or had contact?

A. No. There was a hiatus for a while when there was no one.

Q. During the latter part of 1973?

A. Yes, right.

Q. When did you first have contact with Mr. Buzhardt?

A. You know, I anticipated that question, and I was trying to think about that myself coming to work this morning. When did I first meet Mr. Buzhardt? Somebody—I think it was Edward, I am not sure, but someone spoke to—I am really foggy about this, but I believe Edward spoke to someone at the White House, whether it was the President or who it was, I don't remember. And we said:

Do you know, we would like a lawyer to talk to once in a while just about some ideas back and forth, you know, and we have got Stanley here and everything, but he is really not privy to what is happening on the Washington scene. He is reading the newspapers. What we are doing is defensive, responsive things instead of anticipating things, and we are getting kind of tired of the shocks. It would be nice if we at least had some vague idea from some sophisticated party that could kind of tell us what is going to happen and give us a little advance warning once in a while.

So, I think then that Eddie was referred to Mr. Buzhardt, and my recollection is that there was some question that Mr. Buzhardt wanted answered, and Edward and Donald didn't give him a definitive answer, so he asked me, "Would you please come here and discuss something?"

I have forgotten what it was. It must have been the thrust on the Vesco matter or the Watergate starting to generate some activity, and they were interested in the position that Donald already had. I don't recollect the exact facts at all. So, I went and met with Mr. Buzhardt and discussed the thing, just in a general vein.

Q. Do you recall when that was?

A. No, I really don't.

Q. Was that before or after the first contact with the Watergate Committee?

A. I just don't remember that. I really should, and if it is critical to you, perhaps—well, I couldn't even do that. I was going to say, I could look at my airline tickets.

Q. Was it before or after Mr. Mitchell and Mr. Stans were indicted?

A. My recollection is that all this was before, but I really don't know. I just can't tell you. I just don't know.

Q. Was it before or after the resignations of Mr. Haldeman, Mr. Ehrlichman, and Mr. Dean occurred?

The WITNESS. Well, when did Buzhardt come on the staff there?

Mr. ARMSTRONG. Well, actually, he came on——

Mr. LENZNER. I think it was May.

Mr. ARMSTRONG [continuing]. Just subsequent to that.

Mr. LENZNER. May of 1973.

The WITNESS. Before or after the resignations?

Mr. ARMSTRONG. It would have been after.

A. Well, obviously, I couldn't meet him then until after. I didn't meet him until he got to the White House.

Q. I was referring to the time when Edward would have had contact with him.

A. I don't believe anyone had contact with him until he came to the White House, until he was in his capacity as adviser to the President.

Q. Shortly thereafter?

A. I would think so. Once again, I can't be pinned down. I don't remember the dates. I would think, you know, shortly after he got the job.

[Examination by Mr. Lenzner.]

Q. You started to say something about checking your airline tickets. Wouldn't your expenses reflect your going to Washington to see Mr. Buzhardt?

A. I think what happened there, I went to New York for a client and I dropped by Washington on the way home and spoke to Mr. Buzhardt. And I have got a lot of friends in Washington, old classmates, fellow lawyers and things, and I frequently, that whenever I have any business, so it would be kind of tough to pin down. But my guess is it couldn't have been too much longer after he got the job.

Q. Did you stay overnight there in Washington?

A. I don't remember that. I had a lot of conversations with Buzhardt. Sometimes I would just come in and see him. I have stopped in to see him on the way to Colombia, Bogota, on the way to New York and Newark. I did that a couple of times or I have gone to Cleveland and swung by from there.

Q. Where did you usually stay in Washington?

A. Almost always at the Key Bridge. Always a Marriott hotel. Since I represented Donald, I get a discount on the rates.

Q. But you still have to sign on the register?

A. Oh, yes, sure.

Q. Did you see anybody else the first time, besides Mr. Buzhardt?

A. No. Always just Mr. Buzhardt and myself. I have never seen anybody else.

Q. You say it is possible, but you are not sure whether it was on the Watergate Committee investigation?

A. I am sure that that was the subject. It was Watergate or Vesco, one or the other, and I have talked with him many times about the Watergate investigation. As I said, what we were trying to do was just keep a flow of information going to the President. The President was extremely worried about Donald's health, and that was one of the major subjects I talked about all the time.

Q. In other words, were there times when Mr. Buzhardt furnished you with information with regard to the Watergate investigation?

A. What he did was just discuss the thing in the general realm, you know, and I was trying to plan my time, and Donald and Ed were trying to plan their time. I was trying to get some idea of what the thrust was, the amount of time we would be locked in for conversations and so on and so forth. I also had to juggle the Vesco trial. The investigation, the grand jury, it was going on simultaneously, and of course both these matters were taking up a lot of my time. And so I was trying to coordinate all this and still maintain an office in Japan, and it got to be quite a hassle.

One of the major functions and benefits he bestowed upon me was to give me an idea of what I could expect, so I could try to block out time on my calendar.

[Examination by Mr. Armstrong.]

Q. Did he ever give you any indication of when the Watergate Committee would be having contact with you next?

A. No, he didn't give any specifics. He just kind of gave me the game plan. He would say, "Well, it would be our guess that, you know, they are going to probably do this, this and this and you can probably expect roughly this." Sometimes he was fairly accurate. Sometimes he missed it by a country mile.

Q. Can you give me an example of what kind of information, that they might do this, this, and this?

A. I think we discussed a lot whether or not Donald or Edward would have to testify back in Washington at a public hearing. I always thought that they would eventually, and he seemed to disagree. Apparently he was right.

Mr. BLATT. It hasn't been done yet.

The WITNESS. That is right, a few more days.

Mr. LENZNER. Did he give you any indication of his source of information for that?

The WITNESS. His political experience—he has been around for a long time.

Mr. LENZNER. Did he indicate he had spoken to anybody, though, with regard to that?

The WITNESS. No. I think he was in a position to get feedback from a lot of different sources, you know, from cocktail party conversations, that kind or sort of thing and years and years of experience.

Mr. ARMSTRONG. Did he give you any indication of documents that were being subpoenaed or that might be subpoenaed?

A. No, never discussed specifics.

Q. Any indication of what witnesses had been interviewed or were about to be interviewed?

A. I think there was casual conversation about what witnesses had been interviewed and hadn't. I never watched any of the hearings and read very little of the newspapers. I was generally irritated by the entire thing, and I didn't stay up too much on it, not as much as I probably should have, considering the fact how deeply I was involved in it with my two clients.

Q. Did he ever mention any specific witnesses that had been interviewed by the committee?

A. Yes, I think he said they talked to this person and that person and so on and so forth.

Q. Do you recall who he mentioned, though?

A. No.

Q. These were people connected with Donald and Edward, though?

A. Not necessarily Donald and Edward, just people involved in the campaign. Buzhardt is a fair political philosopher. He is the kind of person who could discuss almost anything politically and enjoys it immensely, and I am the same way.

Q. Did he enjoy discussing politics with you?

A. We got along very well. We had various discussions about the Civil War, all kinds of conversations. The guy is a great conversationalist. He is just a treasure trove of political knowledge and facts.

Mr. LENZNER. Does he have good recollection of specific incidents and things happening?

The WITNESS. No, I really don't have specifics. I don't think that was his function to rifle-shot the thing. I don't think anybody could. I don't think anybody could predict with any accuracy what was going to happen.

Mr. LENZNER. No; what I was discussing was your discussion with him of the Civil War. I take it he is a sort of a Civil War buff, is he?

The WITNESS. What he is, is an engineer. He is a pretty good engineer and he has got a real knowledge of how materials and things were transported in the old days, water and things like that. He is a very interesting individual. We discussed the transportation of materials and supplies and—

Mr. ARMSTRONG. Was he precise in his—

The WITNESS. Off the record.

Mr. ARMSTRONG. OK.

[Discussion off the record.]

Mr. ARMSTRONG. Did he mention that Mr. Meier had been interviewed by the committee staff?

A. No. I had a personal dislike for Mr. Meier, and if he had mentioned that, I would have remembered it, although, you know, it is pretty common knowledge. There was a lot of newspaper articles. I was well aware of the fact that John Meier was being investigated.

Donald called me up about it at least once a week and complained about some lie, you know, that had been in the Jack Anderson column that John Meier supposedly told to the Watergate investigator, a lot of leaks at that time that irritated Donald to no end.

Q. Did he indicate that there was an investigation of a campaign contribution that had been given by the Hughes Tool Co. or by Mr. Hughes to Mr. Rebozo?

A. You know, I think the first recollection I had of that was when I got the phone call from Buzhardt. He said, "Go out and read today's paper." You know—I remember the contribution that was given to Hubert Humphrey.

Q. I am referring to the general fact that there was a campaign contribution made by Hughes to—through Rebozo, not the fact that Donald received any portion thereof?

A. Oh, I see what you are saying, yes. I think that was, you know, a common matter of front page L.A. Times, and whether I got it

from him or whether I got it from the Times, I don't know, but I was aware of that; yes.

Q. Had you discussed that with him?

A. You know, he may have said, you know, "Was Donald involved in any of that?" Every once in a while, you know, something would crop up in the paper that was kind of weirdo. And he would say, "Was Donald really—was Donald in any way involved in any of this?" And I would say, "No."

Q. Did he ever ask about the Hallamore Homes loan, the \$100,000 loan to purchase the stock?

A. No, no. I didn't think that he was aware of the \$100,000 loan.

Q. I mean, for instance, that was reported in the paper at some point by Jack Anderson.

A. Was it? Well, the answer to that is "No," he didn't mention it. If he did, I don't remember it, it was a passing comment.

Q. Did he ever ask you about the book that had been prepared for Mr. Mitchell?

A. Yes. We were trying to find the bloody thing. You know, the thing just disappeared from the face of the Earth, and we were very concerned that it might get in the hands of Jack Anderson or something like that. And so we looked all over hell for the thing, tried to find it and couldn't, you know, never did find it. And from what I can gather, it is buried someplace in the archives.

My basic assumption was the Watergate Committee had it. If you are representing two witnesses, you know, the only conclusion you can safely make is that you have got it. And that is what I told them from almost the opening gun. I said, after all the smoke cleared away—Donald said, "Well, let's get the book back." And I said, "Let's get the book back." And everybody said, "What book?" And "Where is it?" And nobody knew.

So we searched around for it for a while, tried to find it, couldn't. And so I said, "Well, there is only one conclusion you are going to draw, and that is that the Watergate Committee has got it. Whether they have got it or not, that is going to be our strategy, they have got it."

Q. What was Mr. Buzhardt's reaction to that?

A. That it was a logical approach.

Q. Did that suggest any particular strategy?

A. No, not particularly.

Q. Did you provide Mr. Buzhardt with a copy of the book?

A. No. There was only the one copy which I kept in my possession until I made a Xerox and took it to Mr. Dash.

Q. OK. And subsequently have you made any copies?

A. No. Having lost the one, I wasn't going to give one to Mr. Buzhardt or anybody else, period. I trusted it in the custody of a person who I thought was the ultimate, and here—

Q. Have you ever related the substance of the book to Mr. Buzhardt?

A. Oh, sure, when I was trying to find the thing. I said, "There is this book, you know, and we gave it to Mr. Mitchell," and I outlined generally what the materials were, but in no detail.

Q. Since you have been dealing with Mr. Buzhardt, have you dealt with anybody else in the administration or any other agent, representative or associate of the President's?

A. No.

[Examination by Mr. Lenzner.]

Q. Just going back to what we were talking about, I take it then you have been in telephonic communication with Mr. Buzhardt on numerous occasions?

A. Many times.

Q. Most, but not all concerning your clients Donald and Edward Nixon?

A. That is right.

Q. You have no objection to furnishing us at a later time with a list from your records of those contacts?

A. Certainly not.

Q. Did you ever have any contact with Mr. William Griffin?

A. I am not acquainted with Mr. Griffin. What firm is he with?

Q. He is general counsel to Precision Valve Co.

A. I have never heard of the company, nor of Mr. Griffin.

Q. Have you ever been in telephonic communication with Mr. William Frates?

A. I tried to—I attempted to call Mr. Frates. I did—I don't know know if I spoke to his answering service or I just couldn't get through, but the answer is "Yes."

When I read the newspaper article on a Saturday morning about Mr. Kalmbach's statement, it listed Mr. Rebozo's attorney, Mr. Frates, and I immediately tried to reach him, was unable to do so.

Q. And you haven't contacted successfully either he or any of his associates?

A. No. The only reason I wanted to talk to him was so I could do a fairly accurate job of preparing a press release, and once the press release was out, I had no further reason to contact him. I have no intention of contacting him.

Q. He didn't return your call?

A. No, he didn't.

Q. How about Mr. Rebozo directly? Any contact with Mr. Rebozo?

A. I wouldn't have spoken to Mr. Rebozo directly under any conditions.

Q. But you haven't had any contact, telephone or personally, with Mr. Rebozo since January 1, 1969?

A. No. I only met Mr. Rebozo one time in my life as he passed through a hall one time.

Q. How about Mr. John Wilson, who is counsel for Ehrlichman and Haldeman?

A. Yes, I met Mr. Wilson on a couple of occasions in Washington, D.C.

Q. Where did those meetings take place?

A. I met him at his office on one instance to discuss with him a matter of procedure. I was going to try and quash a subpoena. Which subpoena was that we were thinking about—the Vesco subpoena, or was that the Watergate?

Mr. BLATT. I think it was the Watergate one.

The WITNESS. Whichever it was. He had an excellent reputation as being a great procedural attorney, had been around in the criminal law field a long time. I had a discussion with him on how to handle it.

In the early stages of the game, I didn't know Mr. Dash, I wasn't acquainted with any of the attorneys. I was just a really neophyte, and I went over to have a long discussion with him about—I never had been exposed to a problem of this type, and I tried to get some horseback ideas of what was going on roughly and what the procedures were; one, two, three and four, and so on and so forth. I don't remember the exact date of that; fairly early in the ball game.

Mr. LENZNER. Was that before or after the interview with your clients by us in November of 1973?

A. I really don't remember. I think it was before, but I really don't remember that.

Q. And it was a question about quashing a subpoena that you already had?

A. Well, there were a lot of different procedures that I was curious about. For instance, I didn't know whether or not, since the Watergate Committee rather than a court—whether there even was a procedure to quash a subpoena. And it was just a general discussion about the overall makeup of the entire scope of the investigation and the procedures and so on and so forth.

Q. Was anybody else present?

A. No. His partner came in at one time or another, and he introduced him to me. We sat in his library and had a cup of coffee and shot the bull for a long time.

Q. Was there any discussion about any of the issues related to Donald or Edward Nixon?

A. He is the one—he is the one that I was going to give that—this report to Mr. Dash, and he is the one—remember, yesterday I was trying to remember who told me to get Mr. Thompson in there; he did. He said, "You better make sure there are two people there; don't just give it to one guy." Yes, that's right. What was your question?

Q. The question was: Was there any discussion with Mr. Wilson related to your two clients, Donald and Edward Nixon, Hughes Tool Co. or any of these other issues that we have been going over with you and with your clients?

A. I think there was just a general discussion. I don't remember anything specifically. It was kind of like—he was an old gray-headed attorney, been around for 30, 40 years talking with a guy that had been around for 4 years. Five year? Four and a half years.

I think it was kind of a general thing, you know; for instance, I asked him, "How should I handle this thing? You know, it is my feeling that I should give the thing to Mr. Dash. I want to do it, but I am just deathly afraid there are going to be a lot of leaks, and my client, Donald Nixon, is really very upset about it, because in his opinion there has been a tremendous amount of leaks" and he said, "You are going to leave that book there and within 24 hours the whole damn book is going to a serial in the Washington Post or Jack Anderson's column."

And frankly with some of the things I have seen, I was hard pressed to argue with my client, so that—great deal of discussion there on that subject.

Q. Was there any discussion with regard to interview by the committee of Mr. Ehrlichman in this area?

A. No, nothing.

Q. You say you saw Mr. Wilson on more than one occasion?

A. No; just one.

Q. Have you had subsequent contact with Mr. Wilson?

A. No; never saw him again.

Mr. ARMSTRONG. Any phone conversations with him?

The WITNESS. No, no telephone.

Mr. ARMSTRONG. Or with Mr. Strickler?

The WITNESS. That is his partner. No, no; neither one. Just met the gentleman once in my life; never saw him again.

Mr. LENZNER. How about Kenneth Gemmill?

The WITNESS. I am not acquainted with him. Who is he?

Mr. LENZNER. He is another attorney that represented Mr. Rebozo.

A. No; I did not know Mr. Rebozo or any of his following, and I never took any pains to meet any of them.

[Examination by Mr. Armstrong.]

Q. Incidentally, have you ever had any contact with Mr. Abplanalp?

A. No; I never have. I read a great deal about him. I understand he is very nice. It would have been my pleasure to meet him, but I never had the opportunity.

Q. Are you aware of any contact that Donald had with him?

A. No; I have never heard Donald mention the guy in terms of a meeting.

[Examination by Mr. Lenzner.]

Q. You did indicate that Edward was in contact with General Haig. Do you know what the content of those meetings was?

A. I think it had to do with the request of pictures to be signed.

Q. But nothing related to any of the issues that we have discussed with Edward or Donald or you?

A. No; I think that Donald had a lot of contacts, Edward and Donald had a lot of contacts with the President, Rose Mary Woods and General Haig and two or three other people around there, but I think, generally speaking, things that we talked about, why they usually went through Buzhardt unless he wasn't around, and then they went through somebody else.

[Examination by Mr. Armstrong.]

Q. Yesterday in the process of discussing a meeting that occurred sometime in early January of 1974 with Donald Nixon, Mr. Edward Nixon, the President, and yourself, I asked the question, "Was there any time during your meeting with him that you were out of the hearing of Edward and Donald Nixon?" And you answered, "No." And I asked, "So, they were present?" And you said, "Yes." And then I continued, "And within the hearing of the whole conversation?" And you said, "Yes." And I went on, "How long was the conversation?" And you said, "A couple hours, maybe," and so forth.

I gather Donald Nixon testified earlier that he was out of the room a period of time.

Mr. BLATT. I spoke to you about that yesterday, if you recall. He misunderstood the question.

The WITNESS. Immediately after the thing was over my partner said, "You know, you misanswered that question," and I said, "I did not."

He said, "Oh, yes. They asked you whether or not there was any time that Edward and Donald were out."

And I said, "No, they asked me if there was any time that I was out of earshot, where the President and just his two brothers were speaking." And I said:

They were trying—they wanted to know whether or not I heard everything that went on. They wanted to know if there was a time when the two brothers and the President spoke and I couldn't tell what was going on.

That was the logical question to have asked, you know, but if that is, and my partner is right, that is the wrong response, because the meeting really was in two parts, and the first part the two brothers were there, and the second part I was there with the President alone.

Mr. ARMSTRONG. And how was their departure from the room arranged?

A. Who requested that? The President said:

You know, I would like to get an update on the various things that are legal issues. I want to have a lawyer-to-lawyer talk with your attorney.

He said:

If you two people are here you are going to interject, and we have already spent an hour and it is going to take all day, and if you could step out of the room, why we will try and get the lawyer talk out of the way.

Q. OK. Looking back on yesterday, your description and characterization yesterday of the conversation you had with the President, is there anything that you now recall as having omitted or anything else you think we might have?

A. I don't think so. Extremely broad conversation. We covered just about every aspect. I tried to give him a complete summary. He was very concerned about Donald's health, very concerned about Donald and Edward's family because of the impact of the bad publicity, requested a medical report by Dr. Blatt, which Dr. Blatt dug up on him with the help and consideration of Dr. Kraushaar.

Q. Was his interest in the medical report related to Donald's ability to testify in the trial?

A. Yes. It was both matters. He felt that the testimony of Donald in the trial could really be very bad for him. He apparently discussed the matter with his own doctor, who had seen Donald when Donald was unable to attend this thing.

He said:

You know, you should really try to get a good, thorough physical of that guy and you ought to be very cautious about letting him testify. Try to get him to answer written depositions or something that won't put the strain on him.

And he said he was very concerned about Donald testifying. He felt particularly in the Vesco—He didn't think that Donald was go-

ing to have to testify in the Watergate, but he was very concerned about the Vesco, and he said particularly in view of the fact that Donald had very little to say. He said, "It is ridiculous to put the guy under that kind of strain and stress." He said, "You ought to stall as long as you can and try to get Donald a chance to rest and get it under control."

And I think the subsequent public testimony of Donald at the Vesco trial will substantiate that he had virtually nothing to offer, and I am still to this day irritated that the U.S. Attorney pressed that thing with the little bit—

Q. He indicated that he had been directly in touch with Dr. Kraushaar?

A. No. I got the implication that he talked with his own doctor, not Dr. Kraushaar, his own doctor who examined Donald when Donald came back for the dinner—

Q. When he had the minor stroke?

A. [Continuing]. And couldn't make it, and he wound up in bed at the Marriott Hotel there.

Q. And did he suggest any doctors that should be consulted?

A. No. He just said that he knew that my partner, Dr. Blatt, was a medical doctor, and he said, "I would be deeply appreciative if you would include in your report a fairly detailed analysis of Donald's condition."

And he urged me to try and stall as long as I could and give Donald as much time and rest before the hearing and also try and get the people in New York to accept a written deposition in lieu of testimony.

Q. Did a portion of your report include a characterization of the testimony that Donald would give at the trial?

A. I don't think so. I don't remember that, but I don't believe I indicated—I don't think—did we do that? I don't think so.

Mr. BLATT. I wrote the part about the medical part, and there was—what I did is, I laid out the medical part so a layman, a medical layman, would understand what it was medically and what the legal implications were, but I didn't—to this day I don't even know what Donald testified to at the trial itself. I think he was on for about 35 minutes.

Mr. LENZNER. So the answer is that you did not reflect in the document the substance of what his testimony might be?

Mr. BLATT. That is correct. At least not that—the part—

Mr. LENZNER. I am asking Stan.

The WITNESS. Yes. My recollection is that we didn't. It is kind of hard sometimes to distinguish in my memory between what I discussed with the President, what I discussed with Donald, what I discussed with you, what I discussed—

Mr. LENZNER. We are talking about the memo now.

The WITNESS [continuing]. And what I put in the memo now.

Mr. ARMSTRONG. Well, did you discuss that in the meeting with the President?

A. I tried to give him a pretty good briefing of what the facts of it were. Whether I said explicitly that he is going to testify thus and thus, but I would like to think by the time I got done he had

a pretty good idea what the facts were and what Donald Nixon would testify to.

Q. You at least characterized it enough saying that is the way he was going to testify, that perhaps—

A. Yes, he made the comment that it would be a tremendous risk to take for this little bit of information.

Mr. LENZNER. Was the President concerned that Donald had been interviewed by the Watergate Committee?

The WITNESS. Yes, I think he was concerned that Donald and Edward both had been interviewed by the Vesco people and the Watergate Committee. I think he felt it was tearing their personal family life apart, and I think he felt a little responsible for it all, and I think he was very upset about it. I think he took the personal burden, you know.

Mr. LENZNER. Did you go over the issues that we had interrogated the brothers Nixon on to the extent of at least going over and saying, "They went over Hallamore, they went over San-Bar, they went over Meier, Dominican Republic and there is no problem there"?

The WITNESS. Yes, I think I discussed generally all of the various subjects. I don't think I said things like, "There is no problem," because I really felt—he was a lawyer, and he could draw his own conclusions. I was pretty careful not to insert my own conclusions.

I felt my position was to give him the facts, period. And I felt it would be pretty presumptuous of me to draw conclusions for him. He is capable of doing it, so I tried to be as cold and factual as possible, because I knew that he was that type of person. He didn't care for discussion. He didn't care for your opinion. What he wanted were the facts as accurately as possible, and that is what I tried to portray to him.

Mr. LENZNER. Did you use notes at that meeting?

The WITNESS. No.

Mr. LENZNER. Did you inquire into the nature or the character of the questioning of his brothers about the Watergate Committee?

The WITNESS. No, I don't think so.

[Examination by Mr. Lenzner.]

Q. Who destroyed the extra copy of the memorandum that was sent to the President?

A. Meyer and I were trying—I think Meyer destroyed the copy of the medical report and I destroyed the other portions of it. There was some discussion about where the medical report went to.

Did you even conclude whether you burned it, gave it away or what you did do with the thing finally?

Mr. BLATT. What, the medical report?

The WITNESS. Yes, the extra copy.

Mr. BLATT. I think that we attached part of them to the exhibits on the motion to quash.

The WITNESS. That's right. We used the documents. We used the documents in the petition to quash the subpoena in the *Vesco* case.

Mr. LENZNER. How soon after the memorandum was sent to the President were the other documents destroyed?

A. Immediately. Immediately. After having the experience of losing this report, I was extremely sensitive. I was not going to

risk the possibility that I leave that thing laying someplace or some clerk would get their hands on it.

Mr. BLATT. As a matter of fact, we had this place broken into and we weren't sure who did that sometime last fall.

The WITNESS. Somebody broke into the office, rifled all the desks. We also suspected, due to some peculiar circumstances, that our phones had been tapped, and so we were very security conscious. We were not going to contribute anything to Jack Anderson's column. So we got rid of it as soon as we could.

Mr. LENZNER. How was it destroyed?

A. I think we tore it into a whole bunch of pieces, at least my portion of it.

[Examination by Mr. Armstrong.]

Q. Do you have any reason to believe that any member of the Watergate Committee or the committee's staff has ever been the subject of any surveillance or any investigations?

Mr. BLATT. Of the staff?

Mr. ARMSTRONG. The committee itself or the staff.

Mr. BLATT. I thought you were going to ask us if we thought we were by the committee.

The WITNESS. No, I think that is kind of—I hate to use the word “paranoid,” but—

Mr. BLATT. After Watergate.

Mr. ARMSTRONG. I didn't suggest that was the case, but—

Mr. LENZNER. Have you ever been furnished information by Mr. Buzhardt or other people at the White House that appeared to come from background investigations of any of the members of the committee?

The WITNESS. I might be naive about Washington, I don't live there, I am an observer, but I would be astounded if Buzhardt would stoop to such a thing. He looks like a man of greater integrity than that.

Mr. BLATT. After Watergate, you say, “Don't you ever learn?”

Mr. LENZNER. Well, the answer then is what?

The WITNESS. Oh, absolutely not. That is unthinkable.

Mr. ARMSTRONG. Previously today Donald mentioned that he had felt he had some reason to believe that he had been wiretapped by someone other than the Government.

A. Right.

Q. Are you aware of any concrete evidence that he has or that any—

A. I believe that his room was swept and a bug was found. I don't have any concrete evidence of that, but—

Q. Do you know who did the sweeping?

A. No, I really don't know.

Q. Was that done by a Government agency?

A. I think it was, but now I am just thinking. I really don't know.

Q. Is this something he has reported to you?

A. Yes.

Q. Do you have any independent information about it?

A. No, not at all. I saw the sweeping going on and at the same time they swept my phones, too.

Mr. LENZNER. So you saw a bug being discovered in—

The WITNESS. No, I saw the thing being swept and I talked to the person who did the sweeping. I don't know who that person was or where he was from particularly, but they did discover a bug and it was not a Government bug. It was from an outside source.

Mr. ARMSTRONG. The individual that did the sweeping told you that directly?

A. Yes. Now, I will tell you that it was a number of years ago. My recollection is that the guy said that, but I really don't know if Donald said that or what, but I remember that everybody was thunderstruck, you know. I really thought that people were humoring him, you know. And Donald was just absolutely aghast and he came to me and he said, "You won't believe this." And I said, "Won't believe what?" And he said, "You know, there really was a bug." The reason we suspected there was a bug was that there was an article printed in a column and only Donald and I knew about the name of the party involved.

It was some screwball promoter and it wasn't a serious matter or anything, but only Donald and I knew about it, and we both agreed that the guy was really a crackpot and we would just keep away from him, stay away. And we even suspected that somebody was trying to push a screwball in there trying to create a story, and we stayed a mile away from that, and only Donald and I knew about the couple of transactions.

And they reported it in the newspaper, and the feeling was that there was only one way in the world that it could have gotten out, and that was that I told them or the phones were bugged.

Q. Or from the crackpot promoter?

A. Possibly, but we didn't think at the time that he was that type. He was a crackpot promoter, but he was not himself a person who was trying to cause us trouble. He was just a crackpot promoter who was used as a tool.

Q. I think we would appreciate any information you could give us on that subject.

[Examination by Mr. Lenzner.]

Q. Was that obtained by the Secret Service, the sweep?

A. As I indicated earlier, I really don't know.

Q. When was that done?

A. It was almost immediately after the election, a very short time after the election.

Q. Of 1968?

A. Yes.

[Examination by Mr. Armstrong.]

Q. On the occasion of your discussion with the President, did he discuss with you the electronic surveillance of Donald?

A. I just made a passing comment about it, the fact that we had had this meeting in the Marriott Hotel with you people and had discussed the matter, and I said, "It is really a coincidence. I drove—"

Q. I remember your repeating that story yesterday. Was there any discussion other than that?

A. No. We passed over it. He didn't say anything.

Q. He didn't offer any additional reasons why that had occurred or the context in which it occurred?

A. I think we all understood why it occurred. I felt I understood, and I think he understood, too. You know, it was—from Donald's point of view, Donald and his wife and his children were very concerned about these screwballs wandering around his lawn and the obscene phone calls they received.

Q. Did he indicate there was any surveillance of Donald of which Donald was not aware?

A. No, he didn't.

Q. Are you aware of any surveillance of which Donald has not been aware?

A. No.

Q. Is there any other information which you could furnish which be helpful in our investigation of the so-called Watergate break-in and/or the plan to break into the premises of Herman Greenspun, the publisher of the Las Vegas Sun, and of the so-called Hughes contribution to Rebozo, its possible use in return to Mr. Hughes?

A. None.

Mr. ARMSTRONG. Thank you.

The WITNESS. Keep the record going. We want to discuss the matter of the transcript. You might remember, Mr. Lenzner, that I discussed with you on the telephone, the fact that we would be happy to arrive here without the presence of the Senator and so on and so forth, if we could get a copy of the transcript, and you said that that would be no problem; the only question that presented itself was whether or not we would have to pay for it.

Mr. LENZNER. I think what I said was that under the committee rules—I hope I said this. I am pretty sure I did, because I say it almost automatically.

Under the committee rules, the committee must vote, and in almost every instance I can think of, they have voted to provide the witness with a copy of the transcript.

The WITNESS. Well, I want to say for the record what my understanding was, and Mr. Nixon and Donald Nixon felt very strongly about this. He wanted to have his own transcriber here, and so I tried to be explicit with you, and my understanding was that there was no doubt that we would get a copy immediately.

The only doubt was whether or not we would have to pay for it, and you might remember I did tell you that it was Donald's desire to have our own independent transcriber—

Mr. LENZNER. And I think I said—

The WITNESS [continuing]. Or having a Member of the Senate here to consider objections and so on and so forth.

Mr. LENZNER. No, that was never discussed. You never suggested that to me at all.

Mr. ARMSTRONG. Mr. McKiernan and I discussed—

The WITNESS. You are correct. I discussed that with Mr. Armstrong.

Mr. ARMSTRONG [continuing]. About having a Senator here, and I believe he said that he may want to make some objections. And

I asked if we couldn't have the objections noted and then consider them at a later point.

The WITNESS. That's right, made part of the record. Well, since the objections were going to be made part of the record, I felt very strongly that we have to have a copy of the record, and so I want it on the record that—

Mr. LENZNER. I think I can short-circuit this very quickly. I do recall you mentioning that you had ordered—in fact, I think I reached you in Hawaii. You had ordered a stenographer, and I think we said that we had already ordered one, and indeed the rules of the committee prohibited, since it was going to be an executive session under oath, that the rules of the committee prohibited having anybody in the room except for the counsel and the witnesses.

I think I also said, because I am not authorized to say anything but this, that the committee does, under its rules, or can, provide a copy of the transcript. In fact, the witness has a right to review the transcript without receiving a copy of it, and then the committee can vote to provide a copy to the witness, but the committee does have to vote on it.

The WITNESS. I want the record to clearly show that my understanding was that the only issue was the issue of whether or not we would have to pay for it. There was no issue as to whether we would get it. That was settled. Now, it may have been a misunderstanding, but nonetheless that was my clear understanding.

Mr. LENZNER. I may have—in fact, I don't have a specific recollection of this, but I may have in fact represented to you what I said today, which is basically that my recollection is that every time a witness has requested a transcript, the committee has voted to provide a transcript for the witness.

The WITNESS. Well, for the record, we would like to at this point request a copy, and we would like to have an expression from you as to how long it has taken generally before a copy has been received after a request.

Mr. LENZNER. The committee has been able to respond fairly expeditiously. I can't give you a specific—

Mr. ARMSTRONG. Can you just describe the procedure?

Mr. LENZNER. I am going to. We will pass the request on. But usually the committee will vote in executive session. However, on occasion they have agreed to do it by telephone poll, and if it is a matter of some urgency to you—the committee members are in recess now, they are not in Washington—I can certainly call the chief counsel's office and ask him to attempt to obtain a telephone poll.

The WITNESS. Well, it is a matter of great urgency for us for several different reasons which I would rather not go into, some totally unrelated to the Watergate.

Mr. LENZNER. If you make that request, I would be glad to respond to it.

The WITNESS. I would appreciate it if you would make a telephone response and also if the firm of Racklin, Bernstein & Associates could be contacted directly by your office at the earliest convenience, I would like a copy mailed to us—I retract that. I

would like them to contact us and tell us that there is a copy available, and we will send our law clerk over for it. OK?

Mr. ARMSTRONG. It is your intention, I hope, to keep the transcript to yourselves and not to circulate it.

The WITNESS. Certainly. We are not going to publish it, that is for sure.

Mr. ARMSTRONG. And it won't be circulated beyond the witnesses and counsel?

The WITNESS. Well, just hold it for a minute. I will say for the record it is not going to be used to embarrass the committee. I mean that is obvious; that is for certain.

[Recess.]

The WITNESS. It would not be circulated promiscuously to the general public or anything like that.

Mr. ARMSTRONG. Have you made any agreement or had any discussions with anyone about furnishing them a copy?

The WITNESS. Oh, no, absolutely not.

Mr. LENZNER. Or to show it to Mr. Buzhardt or anybody else?

The WITNESS. Absolutely not. Never discussed the transcript with Mr. Buzhardt at all, ever, or anyone else in the White House.

Mr. LENZNER. What is the problem concerning that? I don't understand.

Mr. BLATT. Well, if you will assure us that this thing is done, because there is information that we have that, you know, you guys can decide you want to open up this thing for a while after 2 weeks, and if you will assure us that we are done, we will tell you what we want it for.

Mr. LENZNER. Well, I can't make that assurance.

Mr. BLATT. Well, then, I can't tell you.

The WITNESS. Then forget it.

Mr. BLATT. That is all.

The WITNESS. But let us tell you, it has nothing to do with the Watergate Committee, zero, or the Presidential campaign or any of the members of the committee. It is unrelated.

Mr. ARMSTRONG. I just wonder, could we have a stipulated agreement that the transcript would not be shared beyond the witnesses and counsel for the witnesses here until such time as the committee's—until May 28?

Mr. BLATT. Oh, yes, sure.

The WITNESS. I think we could muster that. No problem.

[Whereupon the hearing in the above-entitled matter was adjourned.]

TUESDAY, APRIL 16, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 12:08 p.m., on April 15, 1974, at International Airport, Los Angeles, Calif., for the purpose of swearing in Mr. F. Donald Nixon.

Senator INOUE. Do you swear that the testimony you are about to give is the truth, the whole truth, and nothing but the truth, so help you God?

The WITNESS. I do.

Senator INOUE. Would you state your name and address.

The WITNESS. F. Donald Nixon, 1016 Westwind Way, Newport Beach, Calif.

[Whereupon, the committee was recessed, to reconvene on April 16, 1974, at 11:30 a.m.]

[The Select Committee met, pursuant to notice, at 11:30 a.m., on April 16, 1974.]

[Examination by Mr. Lenzner.]

Q. Mr. Nixon, this is a continuation of the executive session begun on April 15, 1974, when you were sworn in by Senator Inouye at approximately 12 o'clock on that date. We want to emphasize that we want to obtain a fair and accurate, clear record of your responses, so I urge you to take your time in answering, and if you wish to speak to counsel, Mr. McKiernan, at any time, we will be glad to stop and allow you to do so.

If you are tired or don't feel well, we would like you to take a break and we will resume after that. Just speak up and let us know.

At the request of counsel, we are going to start with a series of questions that we went through yesterday with your brother, and that is the way we will begin today.

A. So that you will know, this medication that I am taking has a tendency to slow down my thought process and everything, I guess, because it is Valium, and you know what Valium is.

Q. Yes, sir.

A. And it is every 3 hours, along with the heart medicine, and you know the kinds of those, that are also supposed to steady the old beat. So should I have any—take a little longer for any answers, why, you understand that it is for that reason.

Mr. LENZNER. Certainly. We will take it nice and slow.

[Examination by Mr. Armstrong.]

(10665)

Q. Please take your time, Mr. Nixon. If I go too fast, feel free to slow me down, too. I tend to talk too fast on occasion.

Since January 1, 1969, have you had any business or financial transactions with Mr. Charles G. Robozo—Bebe Rebozo?

DEPOSITION OF F. DONALD NIXON, ACCOMPANIED BY MEYER BLATT AND STANLEY W. McKIERNAN, COUNSEL

A. I have never had any transactions of any kind with Charles Rebozo.

Q. Either business or financial?

A. No.

Q. Have you ever had any business or financial transactions with any corporation in which Mr. Rebozo was an officer or has a controlling interest?

A. None.

Q. Since January 1, 1969, have you borrowed any money from Mr. Rebozo?

A. None.

Q. Or from any corporation which he is an officer or has a controlling interest?

A. I have not.

Q. Since January 1, 1969, have you ever asked Mr. Rebozo to be a cosignator or guarantor in any business or financial transaction?

A. None.

Q. Or have you asked him or any corporation in which Mr. Rebozo is an officer or has a controlling interest to act as a cosignator or a guarantor in any financial transaction?

A. None.

Q. Since January 1, 1969, have you asked Mr. Rebozo or has Mr. Rebozo provided you collateral or security for any business transaction?

A. Never.

Q. Since January 1, 1969, has any corporation in which Mr. Rebozo is an officer or has a controlling interest provided you any collateral or security for any business or financial transaction?

A. None.

Q. Since January 1, 1969, have you asked Mr. Rebozo to act as your representative or designee in any business or financial transaction?

A. None.

Q. Or any corporation of which Mr. Rebozo is an officer or has a controlling interest, to act as your agent or representative in any business or financial transaction?

A. None.

Q. Since January 1, 1969, have you sold to, or exchanged with, Mr. Rebozo any real or personal property?

A. I have not.

Q. Or have you sold to, or exchanged with, any corporation in which Mr. Rebozo was an officer or has a controlling interest, any real or personal property?

A. I have not.

Q. Since January 1, 1969, has Mr. Rebozo made any gifts to you in excess of \$100?

A. He has never made any kind of a gift of any value to me of any kind.

Q. At any time?

A. At any time.

Q. Since January 1, 1969, has Mr. Rebozo asked you, at any time, to provide him with a quantity of cash in \$100 bills or any other form?

A. No, never.

Q. Since January 1, 1969, have you provided Mr. Rebozo with any quantity of cash totaling over \$100?

The WITNESS. Isn't that the same question?

Mr. LENZNER. No. The first question was, Did Mr. Rebozo ever ask you for that? The second question is, Did you give him that?

The WITNESS. No, never any transactions whatsoever with Mr. Rebozo.

Mr. ARMSTRONG. I am just trying to be very specific in fleshing out—

A. Wouldn't one answer say I have never had any transactions of any kind, financial or otherwise, with Mr. Rebozo, concerning property, money, or anything else?

Q. OK.

Mr. McKIERNAN. Let him ask you the questions.

The WITNESS. Go ahead, I will answer them. Go ahead.

Mr. ARMSTRONG. Thank you. Since January 1, 1969, has Mr. Rebozo provided you with any quantity of cash over \$100?

A. He has not.

Q. Since January 1, 1969, has any corporation, in which Mr. Rebozo is an officer or has a controlling interest, provided you with any quantity of cash totaling over \$100?

A. He has not.

Q. Since January 1, 1969, has Mr. Rebozo, or any corporation in which he is an officer or has a controlling interest, cashed a check for you in excess of \$100?

A. He has not.

Q. Now, since January 1, 1969, has Mr. Rebozo ever borrowed money from you?

A. No.

Q. Since January 1, 1969, has Mr. Rebozo ever asked you to act as a cosignator or guarantor in any business or financial transaction?

A. He has not.

Q. Since January 1, 1969, has Mr. Rebozo asked you and have you provided him with collateral or security for any business or financial transaction?

A. No.

Q. Since January 1, 1969, has Mr. Rebozo asked you to act as agent or representative or designee in any business or financial transaction?

A. He has not.

Q. Since January 1, 1969, has Mr. Rebozo—

Mr. LENZNER. I am trying to slow him down a little.

The WITNESS. That is all right.

Mr. ARMSTRONG [continuing]. Has Mr. Rebozo sold to you or exchanged with you any real or personal property?

A. No.

Q. Since January 1, 1969, have you given any gifts valued in excess of \$100 to Mr. Rebozo?

A. I have not.

Q. Since January 1, 1969, have you asked Mr. Rebozo to provide you with any quantity of cash in \$100 bills or any other form?

A. I have not.

Q. OK. For the record, returning to some of the background information which we had gotten before, your home address presently is on Westwind Way in Newport Beach?

A. Right.

Q. How long have you been at that address, sir?

A. Approximately 3 years.

Q. And prior to that where did you live?

A. 1915 Glenwood Lane.

Q. How long were you at that address?

A. About 12 years, 13—12, 13 years.

Q. And Glenwood is also in Newport Beach?

A. Yes, it is close by.

Q. Can you give us at Westwind Way, your home phone numbers?

A. My home phone numbers are private and I don't give them to anyone.

Mr. McKIERNAN. Why don't you give him the business number?

The WITNESS. I will give you the one that is on the box. 926-600—926-3—926-300. That is it.

Mr. McKIERNAN. The number is—

The WITNESS. I am sorry. 645-6300. I am thinking of the old number.

Mr. McKIERNAN. Yes, right.

The WITNESS. Used to be. I just changed it.

Mr. McKIERNAN. Area code 714.

The WITNESS. 714.

Mr. ARMSTRONG. That business number rings in your home?

A. That rings in my home.

Q. Now, in addition to that how many unlisted numbers do you have in your home?

A. I have two other phones.

Q. And how long have you had those phones, sir?

A. I have had them since I lived in my home, but these new numbers have been changed and they are unlisted numbers.

Q. I am sorry. You had two unlisted numbers until recently and now you have two other unlisted numbers; is that correct?

A. No. I have had—none of these phone numbers are listed. OK?

Q. I understand that.

A. I have had three unlisted phone numbers for a number of years. OK?

Mr. McKIERNAN. These particular—

The WITNESS. These particular numbers, though, have—they were only changed about 2 months ago.

Mr. McKIERNAN. Yes, in the last 60 days or so, 60 to 90 days ago.

The WITNESS. Sixty to 90 days ago.

Mr. McKIERNAN. Somehow or other the unlisted numbers became public.

The WITNESS. They were getting out of hand.

Mr. ARMSTRONG. Now, prior to the two numbers which you have had for the last 60 to 90 days, the two numbers you had prior to that time, had you had those since you moved into the home?

A. I have had three lines ever since I moved into the home, right.

Q. My understanding is in addition to your business line you have two other numbers which were changed in the last 60 to 90 days; is that correct?

A. Right.

Q. Prior to that 60- to 90-day period the numbers that you had previously, did those numbers go back to the time when they were installed in the home when you moved in?

In other words, had you changed the numbers from the time you moved in up until the time—

A. No. There had been no change from the time I moved in. I might make one point, that one of these lines that I have is an extended line to Santa Ana and it is for the specific purpose of—what we call a family line. My wife's mother is getting along, very elderly, in her late seventies. She is 78, 79, and we keep that line open and it is extended so that she can call at any time, we can call back and forth, and it is also for other members of my family and it is for no one else. The other—in other words, I really only have two lines that I use for my business. The other line is a family line, what we consider a family line.

Q. Now, is your present business address also your home address? Do you have any other offices?

A. I have an office at San-Bar Corp.

Q. For the record what is the street address?

A. I don't get my mail there. Just a minute, I got it down here. I didn't put it down in the book.

Q. Is it the same—

A. I will get the address if you like.

Q. It is the same address as the corporate address for San-Bar Corp.?

A. Right. You probably have that address.

Q. Right. I think we can find that in our record.

Since January 1, 1969, can you tell us what accountants you have employed or had reason to use?

A. What accounts?

Q. Accountants. Certified public accountants or—

A. Since when?

Q. Since January 1, 1969.

A. I guess Blech—I have Blech.

Q. That is Arthur Blech?

A. Arthur Blech, and since 1969, starting in 1970, my daughter married a CPA, so I had good reason to make a change to my own son-in-law. He is handling my accounting.

Q. OK. And his name, sir?

A. His name is Tom Anfinson, A-n-f-i-n-s-o-n. Anfinson.

Q. Where is he located, sir?

A. He lives in my former home, 1516 Westwind Way—I mean, pardon me, 1916 Glenwood Lane, the former home I had. That is Newport Beach 92604.

Q. And he continues to be your accountant through the present?

A. Pardon me?

Q. Up through today—is he still your accountant?

A. Right.

Q. Did you have an accountant prior to Mr. Blech?

A. Yes. The man died—what the heck was his name?

Mr. McKIERNAN. Oh yes, I remember.

The WITNESS. Oh, God. I have got it—I have forgotten. He was up in Fullerton. I can't remember his name.

Mr. ARMSTRONG. Was that in California?

A. California.

Mr. McKIERNAN. Fullerton, Calif.

The WITNESS. Yes. I had a CPA for many years. I have always utilized a CPA for my income tax returns.

Mr. ARMSTRONG. If you could provide us with that name, I would appreciate it, later.

I believe you said the gentleman is now deceased.

A. Yes, he is deceased.

Q. Since January 1, 1969, can you tell us briefly, what bank accounts you have had, both in your name and in the name of any businesses or on behalf of any businesses or firms with which you have worked?

A. UCB, and I believe—

Q. That is United—

A. United California Bank.

Q. Which branch would that be?

A. The main branch in Anaheim. I think that I have a—Stanley, did I close that account? Stanley, that account at Great Western, I had one with Don Nixon Associates, that is laying there dormant.

Mr. McKIERNAN. First Western.

The WITNESS. First Western. I think I have still got an account in there, but I think I drew it all out. I am not sure.

Mr. McKIERNAN. It was an old account.

The WITNESS. It was an old account. That is when I had my offices over there, and at the time I moved out, why, I just kind of pulled it down to \$100, left \$100 in there for a long time, and I think I finally wrote a check for it, but I am not sure.

Mr. McKIERNAN. This was the First Western Bank, the City of Commerce Branch at—

The WITNESS. Washington Boulevard—6055 Washington Boulevard.

Mr. McKIERNAN. 6055 Washington Boulevard.

That has been dormant I think for a couple of years.

The WITNESS. Oh, a long time. You are welcomed to look at it.

Mr. ARMSTRONG. I notice in another interview the name Leon Anderson. Is that the old accountant?

A. Leon?

Q. Anderson.

A. Wait a minute. Leon Anderson. That might have been—wait a minute, there was a guy that died, and somebody took over his practice, and maybe it was Leon Anderson.

Mr. McKIERNAN. Off the record.

[Discussion off the record.]

Mr. LENZNER. Back on the record.

The WITNESS. I will tell you who it is. I think that is it, Leon Anderson. Bill Milhous could tell you, because he is his accountant right there.

Mr. McKIERNAN. If Clara Jane can't get it, I will get it for you.

Mr. ARMSTRONG. Returning to some of your bank accounts, how long has the United California Bank account been open?

A. Prior to that account I had my account in Whittier, UCB in Whittier. When I moved to Newport—sometime after moving to Newport—I held it in Whittier for quite a while and I banked by mail, but I think in the last, probably 3 years, that I have had it, and I wouldn't be sure of that date. It was when I moved.

Q. And for several years prior to that you had it in Whittier?

A. Whittier for many years.

Q. Is that your principal personal checking account?

A. Right.

Q. And the Great Western Bank, City of Commerce account, how long was that open?

Mr. McKIERNAN. First Western Bank.

Mr. ARMSTRONG. Excuse me; First Western Bank, City of Commerce.

A. I opened that account, Stan, when I had Don Nixon Associates. Well, off the record for a minute.

[Discussion off the record.]

Mr. ARMSTRONG. Let's go back on the record.

What would the period be then for that account?

A. 1967, 1968, up to the present if it is still there. If I have drawn out that last \$100 that was in there, why, that has been done in the last 3 or 4 months.

Q. And that is in the name of Donald Nixon & Associates?

A. It is Don Nixon Associates, I believe.

Q. And any other checking accounts?

A. No other checking accounts.

Q. Any checking account at the Bank of America?

A. No.

Q. What savings accounts have you had, sir, that you have had since January 1, 1969?

A. We have a small savings account at the Bank of America in Newport Beach. I did forget that. My wife kind of takes care of that. That is her little bank account.

Q. Any others?

A. No; that is the only one, the only one I know. She might have one someplace that I don't have.

Q. But there were no other ones that were opened since January 1969 to the present?

Q. No.

Q. None that have been closed?

A. No.

Q. And certificates of deposit?

A. Certificates of deposit. What was that?

Mr. McKIERNAN. Did you go into the bank and purchase from the bank a certificate?

The WITNESS. No. CD—no. I wish I had a few.

Mr. ARMSTRONG. And do you hold any safety deposit box?

A. I have a safety deposit box in Bank of America in Westcliff Center in Newport Beach.

Q. How long have you had that, sir?

A. I think it's been about—I don't know, 3, 4, 5 years. I don't know how long. It's the largest—it was the last large one we could get, and there is not one thing in it. We still haven't put anything in it.

Q. It has always been empty?

A. Always been empty. My wife chews me out about that \$18 bill I get for it.

Q. Have you had any other safety deposit boxes in that time period, January 1, 1969, to the present?

A. We had one in Whittier when we lived in Whittier, but that was—

Q. That was prior to 1969?

A. Prior. Way back.

Q. And that has been closed subsequently?

A. Yes.

Q. Any others that you have access to or that you would have any reason to be going into?

A. No. My mother has passed away. I had access to hers, but it is—that has since gone, many years ago.

Q. That was also prior to January 1, 1969?

A. Yes.

Q. Do you have any loan accounts at any banks?

A. Loan account at UCB.

Q. Again at the Anaheim branch?

A. Anaheim branch, right.

Q. Anywhere else?

A. That's the only one.

Q. Any mortgage?

A. I have a mortgage on my home.

Q. Whom is it with, sir?

A. That is—what the devil is the name? My wife will probably have to help me on that one. Let's see. The people I took it out with, they sold out—

Mr. McKIERNAN. Oh, on your house?

The WITNESS. Yes.

Mr. McKIERNAN. It is of record. If it is important to you, contact me tomorrow and we will examine the documents, but it is a matter of public record in the county recorder's office.

The WITNESS. It is recorded. My wife has it.

Mr. ARMSTRONG. But it is with a banking institution as opposed to an individual?

A. It is with a—oh, yes, not an individual. It is with a bank, lending institution, let's say. It is not a bank. It is a—

Mr. McKIERNAN. Mortgage company.

The WITNESS. Mortgage, savings and loan.

Mr. ARMSTRONG. Prior to this mortgage, did you have a mortgage on your other property?

A. Yes.

Q. Do you recall whom that was with?

A. That was a firm up in Pasadena, but I don't recall the name of that.

Mr. McKIERNAN. Prudential.

The WITNESS. Prudential Savings & Loan, right.

Mr. ARMSTRONG. Do you have any credit union accounts?

A. None now, no. Wait a minute. I had one up till just at the end of the year, Carnation Co. I had about \$100 in an account at Carnation Co., and I no longer am with Carnation Co., as of the first of the year.

Q. Since January 1, 1969, that is the only credit union account you have had?

A. Yes.

Q. Have you ever had any bank accounts in any foreign banks?

A. None.

Q. None in the Bahamas?

A. None.

Q. OK. In Washington, D.C.?

A. None.

Q. New York?

A. None.

Mr. ARMSTRONG. OK. Excuse me. Off the record.

[Discussion off the record.]

Mr. ARMSTRONG. Now, Mr. Nixon, since January 1, 1969, can you describe from that time to the present, your employers and those corporations for whom you consulted or might have received fees.

A. You are asking this question of me of the employers I have had?

Q. Yes, sir.

A. And what—

Q. The employers and corporations or individuals for whom you may have consulted and received fees for that, or any other income or considerations.

A. Since when?

Q. Since January 1, 1969, to the present.

Mr. McKIERNAN. Off the record.

[Discussion off the record.]

The WITNESS. January 1969, I was an employee of Ogden Corp., the Ogden Foods Division of Ogden Corp. I was a vice president of Ogden Foods and had been for a number of years prior to that. So that these—this Ogden was my major employer. OK? I had the right to also have a few consulting fees and still have this position with Ogden. OK? At the same time I represented—

Mr. ARMSTRONG. Excuse me, Mr. Nixon.

A. Yes.

Q. Ogden Foods, is that the organization which merged with Mr. Gladieux's corporation?

A. Yes; it was formerly Mr. Gladieux. Since you understand I started with Mr. Gladieux many years ago, this is back when my

brother decided to get out of politics, and I—in 1962 after the gubernatorial fiasco out here my brother made the statement he was never going to be in politics any more, so I decided to go in the consulting business, and that is when I joined Gladieux. I had known him for many years and—I wasn't a vice president to begin with, but I started to work with him on a very lucrative basis and went with him through until January—until January 1, 1970. I left Ogden, I joined Marriott Corp. OK? Marriott Corp. up until yesterday I was fully employed. I took early retirement as of the 15th of this month, which was yesterday. I will remain as a consultant with Marriott until January 31 of next year. OK?

Now, to Carnation Milk Co., I was with Carnation for about 7 years on—yes, about 7 years, and up until—1963 is about when I left Carnation to go with Gladieux. About 8 or 9 months or a year later, Carnation invited me back as a consultant and I became a consultant to Carnation and I have been a consultant with Carnation up until the end of this year, up until January, up until January 1970, and I no longer—I am disconnected now from Carnation entirely.

Q. Up until January 1974?

A. 1970.

Q. 1970?

A. No, I am sorry. Just up until this last year, 1974.

Q. All right, 1974.

A. When did I—what date did you say, 1969?

Q. January 1, 1969.

A. Yes. When did I leave Jessup Steel? Prior to that, I am sure.

Mr. McKIERNAN. It was in 1968, I think.

The WITNESS. It was 1968, because there was a—there would have been a possible conflict because of the fact they did business with the Government, and I retired from that position because my brother was running for President, so that—I discontinued that. So, that can be—yes.

Hellinki Techniki Corp., which is a Greek construction company, consulting—consulting basis with them as a consultant. Peter Popadoulpolus, spelled just like the former President, if you can spell that. P-o-p-a-d-o-u-l-p-o-l-u-s, I believe, Popadoulpolus.

Mr. ARMSTRONG. Could you spell Hellinki Techniki?

The WITNESS. You spelled it there, Stanley. How does it look?

Mr. McKIERNAN. I really don't know but—

The WITNESS. It is Hellinki, H-e-l-l-i-n-k-i, then Techniki, like technical, you know, T-e-c-h-i-n-i-k-i, something like that, Athens. Greece.

Mr. ARMSTRONG. What period was that, sir?

A. That has been, let's see, for a period of how long, Stanley?

Mr. McKIERNAN. About 1½ years—about a year, about 1 year.

The WITNESS. About a year.

Mr. ARMSTRONG. So, that would be 1973—

A. Yes.

Q. 1974?

[Discussion off the record.]

Mr. ARMSTRONG. Back on the record.

Do they have any American subsidiaries or is there any other name under which they operate other than Hellinki Techniki?

A. Not that I know of. If they do I don't know them.

Mr. McKIERNAN. You are talking about a nominal amount of money.

The WITNESS. Yes. This is—total so far is what, about \$7,000?

Mr. McKIERNAN. Something like that.

The WITNESS. \$7,500, I believe.

Mr. ARMSTRONG. Any other sources of income during that period?

A. San-Bar Corp. You have that down. San-Bar, of course—I have \$1,000 a month from San-Bar Corp.

Q. And that began in what period?

A. That started—I will have to check the date.

Mr. McKIERNAN. You can make an accurate guess. I don't believe they want the exact day or month.

The WITNESS. That was after 1970, though. I mean, I don't know when the hell it was. I got to check it.

Mr. ARMSTRONG. And does it continue through the present?

A. Yes; it is continuing now.

Mr. McKIERNAN. Strike the profanity.

The WITNESS. I would just as soon not have any more harassment of them because they are not—they are in the telephone business and they do business with independent telephone companies. Had no business with the Government that I know of. If they do, I don't know anything about it, and they have indicated they don't do business with the Government.

[Testimony of a personal and financial nature relative to the witness and others has been deleted.]

Q. Can you describe other property you own. Let Terry clarify that question.

A. The only other property I own is Nevada—

Mr. McKIERNAN. Right.

The WITNESS [continuing]. Which I didn't even—to a great surprise to me Mr. Jack Cleveland purchased the property and put half of it in my name. I never signed one document. Jack Cleveland, I have known him for many years, and in discussing with him I often mentioned to him—he was telling me about all the properties he was buying out there in Nevada. He was going in the farming business. He was going to raise four crops of alfalfa a year on this Nevada property, and he said that there are some real good buys out there.

And he says, "Don, you ought to buy a piece of one of these properties out there with me."

And I said, "Well," I says, "I haven't got any money to buy property with." And I said, "If you come across a real good buy, why just let me know and I will think about it." But I said, "It has to be nothing over \$5,000 as far as my investment is concerned." And I said, "If you find anything, let me know and I would like to look at it and know about it."

The guy went ahead and bought this property without me even seeing the property, told me, "Don, you own a half interest in a 300-acre piece of property out in Nevada."

And that is how it came about. Then, I told him, I said, "Well, Jack, goddamn it, I don't have \$5,000 right now."

He said, "Well, we will work out something on this." He says, "You can pay me when you have the five later on or work it out in some way."

And as it ended up, I think I—he wanted some buildings on another piece of property that he owned up there, and I had the opportunity to pick up a couple of, let's call them—these were homes that were modular homes that were experimental homes that had been built and they were running some weather tests on, and this friend of mine was—were going to dispose of them after the weather tests at a very reasonable figure at their depreciated price, whatever it was.

And so I told Jack about these, and he said, "Well, maybe you can buy those and put those on the property," on his own property, not on our property but on his own property as my interest in—in other words, to pick up my half of my investment out there that I had nothing to do with.

To this date I have already advised his estate that I have no interest in the property, that they can take—because I never paid him a dime, I never paid him anything. I did pay half of the—of 1 year's taxes, but I have never paid anything since that.

I said, "Jack, that property," I said, "it has appreciated, you tell me it is appreciated." I said, "You keep it, it is yours. I don't want any part of it, just leave it alone."

He has passed away since, of course. I told him—Stanley, you were present, I think, when I told him this.

Mr. McKIERNAN. I might add that Mr. Cleveland insisted that Donald take half of it, and he, just before he died, he sent Donald a letter through me indicating that he felt that Donald owed him the \$5,000, one-half of the purchase price, and that Donald in turn owned one-half of the property. And the estate is being probated and the land will be appraised for the purpose of determining inheritance tax and we will be able to find out what the price is, but we are given to understand it is a modest figure, under \$20,000.

Whether Donald, in fact, owns the property or not is really a matter of conjecture at the moment.

The WITNESS. I never signed a damn thing in my life.

Mr. McKIERNAN. But as you know, a grant deed—

The WITNESS. I never seen a deed.

Mr. McKIERNAN [continuing]. Doesn't require the signature of the grantee, just the grantor, so anyone can make a gift to anyone. You can call it any kind of transaction you wish. However, the true nature of this transaction and the value of the property will be determined in the process of the probating of the estate.

The WITNESS. As far as I am concerned, the estate can have it. I wouldn't touch that with anything. I haven't invested anything there. I am not entitled to anything.

Mr. McKIERNAN. Yes.

Mr. ARMSTRONG. You made reference to purchasing these used modular homes, experimental homes.

A. We never purchased those.

Q. There was no purchase consummated?

A. Never consummated.

Q. So, you have never paid Mr. Cleveland anything?

A. I never paid him anything.

Q. Or with the exception of the contribution—of the taxes one year—never made any contribution to the maintenance of the land?

A. That is all.

[Testimony of a personal and financial nature relative to the witness and others has been deleted.]

Q. Mr. Nixon, since January 1, 1969, can you tell us what stocks you have owned or held, owned yourself or owned on behalf of anyone else?

A. Any stocks that I have held?

Q. Yes.

A. For myself or for anyone else?

Q. No, that you have owned or held on behalf of yourself or anyone else.

Mr. McKIERNAN. Off the record.

[Discussion off the record.]

Mr. McKIERNAN. Why don't we have a 10-minute break, and we can start out with the stock when we are fresh.

Mr. ARMSTRONG. OK.

[Recess.]

Mr. ARMSTRONG. I believe the pending question is since January 1, 1969, what stocks have you owned or held on behalf of anyone else?

A. On behalf of anyone else?

Q. Owned yourself or held on behalf of anyone else.

A. I have a couple hundred shares of San-Bar which is—I think I paid \$12 for it and it is worth about \$2 today. I am going to buy some more of it, though, it is going. I am still working for them.

Mr. McKIERNAN. It is going [indicating]?

The WITNESS. It is going up.

I purchased Hallamore Home stock and sold Hallamore.

Stanley, off the record.

[Discussion off the record.]

The WITNESS. I bought approximately \$10,000 worth of stock and sold it at a loss.

Mr. ARMSTRONG. This is Air West?

A. Air West. Approximately a year later—or 9 months to a year late.

[Testimony of a personal and financial nature relative to the witness and others has been deleted.]

Q. Do you recall how many shares of Hallamore Home stock you purchased and how many you sold?

A. I purchased 100 shares of—10,000 shares of Hallamore Homes' stock and I sold 10,000 shares at a loss.

Q. And at what price did you purchase it?

A. At the opening price, \$10.

Q. And when was that?

A. When it went on the market, the day it went on the market—when was it?

Mr. McKIERNAN. I don't know.

The WITNESS. I don't know.

Mr. ARMSTRONG. Did you purchase that directly from Hallamore Homes?

A. I bought it from the broker.

Q. Who is your broker? Who was the broker for that transaction?

A. This was Cruttenden, Wally Cruttenden & Co. Wait a minute. The name of the broker, though—the firm name was Dahlgren Richardson & Co. Cruttenden happened to be the agent or the—their representative in Newport Beach.

Q. And how long did you hold that stock, sir?

A. I think it was 8, 9 months. Is that about right?

Mr. McKIERNAN. Yes.

The WITNESS. About 8 or 9 months. I don't recall exactly.

Mr. ARMSTRONG. Do you recall what price you sold it at?

A. Yes, about \$25,000 loss.

Q. So, you sold it for about \$75,000?

A. [Nods in the affirmative.]

Q. And to whom did you sell it?

A. I don't know. The broker sold it.

Q. It was through the broker?

A. Yes. It was in a street name. It was never in my name, it was in a street name. The reason being it was in a street name is that Hallamore was doing business—was contemplating doing some business with the Government, and I had nothing to do with that portion of any contacts with the Government—I think it was the Air Force contract that he was the subcontractor on. He was not the prime contractor. He was a subcontractor, this Hallamore Homes, and they were the low bidder by about \$1 million, and they got the contract and they lost about \$1½ million when they finished the job. Hallamore—to clarify any—I want this to be in the record—that at no time have I ever met or talked to anyone in the Air Force concerning the Hallamore project or for that matter any other project nor have I talked to any Government agency about any contract all the time my brother has been in politics.

Q. Let me come back to that. On the stock transaction, what was the source of the funds which you used to purchase the \$100,000 worth of Hallamore stock?

A. I borrowed that from Lloyd Hallamore.

Q. And do you recall approximately when that loan occurred?

A. It was approximately the day of the closing, the day that it went on the market, the day of the—I don't know what that date was, but whenever Hallamore went on the—went public, the day that they were approved, you know, that they completed their issue.

[Examination by Mr. Lenzner.]

Q. Mr. Nixon, you didn't purchase the stock directly from Mr. Hallamore; you purchased it through a broker. Where was the broker located; do you remember that?

A. In Newport Beach.

Q. It is called Cruttenden & Co.?

A. Called Cruttenden—no; Dahlgren, Richardson & Co., and Wally Cruttenden happened to be the name, but I think it was bought directly from Dahlgren, Richardson. The check was written to Dahlgren, Richardson.

[Testimony of a personal and financial nature relative to the witness and others has been deleted.]

Q. Can you tell us what the terms of the loan were between yourself and Mr. Hallamore?

A. It is a personal loan.

Q. What were the repayment terms; do you recall?

A. Well, it was approximately 6—minimum of 6 months, of course, because if I were going to buy it and wanted to hold it for any profit at all, why I would want to hold it 6 months to have any capital gain.

Q. What was the interest rate?

A. Interest rate—as far as interest rate is concerned, Lloyd Hallamore loaned me this money to buy the stock. No interest rate was discussed. I said when I sell the stock I will repay the going interest rate. This is a verbal thing entirely. I have nothing in writing with them at all.

Q. So, there was never any written loan agreement or any note?

A. No; and I still owe him \$25,000.

Q. So when you sold the stock for \$75,000—

A. 25 plus in principal debt.

Q. So when you sold the stock for \$75,000, did you then pay Mr. Hallamore?

A. I turned over whatever—all the moneys that were—in fact, I wrote the exact amount that I received from the broker, I wrote the check to Hallamore for that exact amount.

Q. On your personal account?

A. On my personal account, right.

Q. Did you then or subsequently execute a note for the other \$25,000 plus interest?

A. It was a verbal agreement and it still is a verbal agreement.

Q. And so, to your knowledge, there is no written record of either, on the interest for the \$25,000 in principal debt?

A. No. Mr. Hallamore has been a friend of mine for 25 years. We are very close friends, and our wives are—let's say we are very close, as close as brothers could be. OK? Because that is the kind of a relationship we have had for years.

Q. Incidentally, are you on an accrual or cash accounting system yourself?

The WITNESS. Just cash; right?

Mr. McKIERNAN. Yes.

Mr. ARMSTRONG. Did you declare a capital loss?

A. I haven't yet. As the laws require—do enable me to carry this capital loss forward, I mean I can carry a capital loss forward, and last year I had—real frankly, I had no capital gains to throw this against.

Hopefully on retirement from Marriott I will be receiving some capital—some stock from Marriott which will be off—it will enable me to offset some of this loss.

Q. But you have declared it as a loss on your income tax to carry forward—

A. I have not. It has not been declared yet.

Mr. McKIERNAN. Off the record for a minute.

[Discussion off the record.]

Mr. ARMSTRONG. Can you read where we were on the last question.

[Record read.]

Mr. McKIERNAN. I think you ought to add that it is my intention to do so and—

The WITNESS. It is my intention, though, to declare the loss and file it on my income tax. Is that right?

Mr. McKIERNAN. Yes.

[Examination by Mr. Lenzner.]

Q. Mr. Nixon, as I understand it then, you received what basically was an interest-free loan to purchase 10,000 shares of Hallamore Homes which you did through a broker; is that correct?

A. That's right.

Q. And did you purchase the shares at the same time approximately that you obtained the loan, the proceeds from the loan?

A. Yes.

Q. And how were the loan proceeds given to you? Was it given in a check or—

A. A check.

Q. And did you deposit the check in your account?

A. In my account, and then I wrote a check for the purchase of the stock from my personal account.

Q. And then when you—you say you held it for—

A. I am not sure of the time I held it. I have got to check that out. I might say this, that I should have—approximately 7 months after this thing, this damn stock went up to 12, and I should have—Mr. Hallamore called me and asked me, he said, "Don, I am not pressing you here at all for that money, but the stock is up to 12. Maybe you ought to—would you like to sell it, take your \$20,000 capital gain, \$20,000 profit?"

And at this particular year, I said, "Well," I says—I declined. I said that, "If you are in need of the cash," I said, "I will—naturally, I will sell. If you are not." He says, "Cash is no problem to me at this time."

And so I held onto the stock. And unfortunately I held on too long. Should have sold the damn stuff.

Q. So you still have an outstanding debt to Mr. Hallamore for some \$25,000-plus?

A. Plus. It was \$74,000. I have forgotten the figure.

Mr. LENZNER. Let's have this series of documents marked in toto as exhibit 1 for today, if we can.

[Whereupon the documents were marked F. Donald Nixon exhibit No. 1 and may be found in the files of the committee.]

Mr. LENZNER. Let the record reflect that counsel and Mr. Nixon are conferring about the document, given an opportunity to review it.

[Discussion off the record.]

Mr. LENZNER. Mr. Nixon, looking at that Xerox copy that we just showed you, does that appear to be the check that Mr. Hallamore furnished you with regard to the loan that you have just testified about?

Can you identify that as apparently the check and a deposit ticket?

A. Is this it here?

Mr. McKIERNAN. Yes, that is the check.

The WITNESS [reading]. "Donald Nixon." Yes, this looks like it, yes. This shows the deposit, right. Yes, that was it, "Loan from Lloyd Hallamore." My wife even wrote it on there.

Mr. LENZNER. That is your wife's handwriting? You are identifying it?

A. Yes. She makes all the deposit slips.

Q. You are referring to the writing on the left-hand corner of the deposit slip reading, "Loan from Lloyd Hallamore"?

A. Right.

Q. And the check itself I believe is dated August 4, 1971. Can you identify the handwriting or any of the handprinting on the face of that Xerox copy of the check?

A. Well, I—all I can say is that Lloyd Hallamore—it certainly looks like his—I would say that is his signature.

Q. That is his signature. You have seen his signature on prior occasions?

A. Oh, sure.

Q. And what about the rest of it? Is there any of the other handprinting—

A. "Loan to be repaid," here, "approximately in 6 months," I believe it says—something like that.

Q. And that again is Mr. Hallamore's handwriting?

A. Right.

Q. And then I think the payee—you can barely make it out, but it appears to be F. Donald Nixon, \$100,000, August 4, 1971. Can you identify that handwriting? It is actually printed. It is not script.

A. Well, I saw the man write the check, so I know it is his.

Q. And the handprinting of your name on it is also his?

A. Yes. As a matter of fact, that all happened in one room all at the same time. He wrote me a check and I wrote him a check the same day.

Q. I see. In other words, you are saying you just exchanged checks and that he gave you the stocks?

A. No, no, I didn't exchange checks. I said he wrote this check and that I wrote the other check out and gave it to the broker.

Q. I see.

A. Outside the room. I mean, not in that same room.

Q. Was anybody else present when you were in that room with Mr. Hallamore?

A. No.

Q. Did Mr. Hallamore make any request to you to purchase the shares, or was this your own idea?

A. He did not request me to. He offered to loan me the money to buy the stock.

Q. But you had previously discussed this idea with him; that is, purchasing?

A. I would say that only casually, I said, "I wish to hell I had some capital to invest, you know, in this transaction—in this company."

Because I was really gung-ho, and I still am. They have still got the best damn program for this type of housing there is, and one day it will come out and be proven.

Q. But in any event, you had indicated interest to him in investing in the company, and it was then that he indicated to you that he would provide some funds on a loan basis for you to invest in the company?

A. That's right.

Q. And there was no other reason for you, except that you were interested in investing as a long-term capital gain investment?

A. I certainly wouldn't have borrowed the money from him and bought the stock if I wasn't interested in buying it.

Q. What I am getting at is, it was primarily your idea; it wasn't Hallamore's idea to have you come into the company as an investor?

A. I would say that it was a mutual thing. Mr. Hallamore, I am sure, had been a friend of mine for many years, and I had been very interested in his project.

In fact, I had told a number of my friends about his project, and quite a number of those friends bought stock, but not due to my salesmanship, due to his salesmanship and seeing his project. I never—not once did I ever get involved in distribution or—of the—what the hell do they call it when they sell stocks? The prospectus, and all this sort of thing. You know, never got involved in any part of that.

In fact, after I had brought a few people back to see him, why, he would show them—he had some models built out there. He would show them these models, and one particular friend I had in mind—two different friends I had in mind, they wanted some of these units on their own property, three different people wanted to buy these units, to put on their own property to develop their property. And they consequently bought quite a bit of stock.

[Examination by Mr. Armstrong]

Q. Mr. Nixon, I have here what purports to be a statement of account with the United California Bank, Whittier Branch, dated August 5, 1971, which we have received under subpoena from the United California Bank.

There appears a deposit of \$100,000 dated August 4, 1971, and let me—I don't believe it is necessary to enter this into the record, but let me just show you the statement and see if that appears to be your deposit of that \$100,000 item.

We will have this marked as exhibit 2, that one sheet.

A. Does it coincide with the date, the 4th? The same date. I would say it possibly is.

Q. Would there be any other \$100,000 items at that time?

A. Any other?

Q. In other words, can you say with certainty that this is the same item insofar as you had no other \$100,000 checks which you deposited at that time?

A. No. That is the only one, of course. I think that is the first time I have ever had \$100,000 in my bank account at one time.

Mr. McKIERNAN. Did you want to enter that?

Mr. ARMSTRONG. Yes; just this one page.

[Whereupon the document was marked F. Donald Nixon exhibit No. 2 and may be found in the files of the committee.]

Mr. ARMSTRONG. I have also what appears to be a transcript of statement of account with the United California Bank, Whittier Branch, dated September 1, 1971, which has on it a check item for \$100,000 dated August 6, 1971.

Let me ask you to take a look at this and see if you can identify that as reflecting the check that you would have written for the 10,000 shares of Hallamore Homes stock.

We will have that marked as exhibit 3.

A. Yes; I would say that would coincide with the date.

Q. Are there any other checks that you might have written at that time for \$100,000?

A. I have never written a check for \$100,000.

Q. So you could say with surety that that would reflect that transaction?

That is exhibit 3 in the record.

[Whereupon the document was marked F. Donald Nixon exhibit No. 3 and may be found in the files of the committees.]

[Whereupon Mr. Blatt entered the proceedings and Mr. McKiernan exited the proceedings.]

[Examination by Mr. Lenzner.]

Q. When you sold the shares of Hallamore Homes, what did you do with the proceeds of the sale?

A. I wrote a check to—for the same amount—if it wasn't the same day, it was very shortly thereafter to Lloyd Hallamore.

Q. Did you deposit the proceeds first in your account and then draw a check on it to Mr. Hallamore?

A. Right. I wanted to show this as a transaction coming in or out.

Q. Did the purchase of the shares come directly to you or did you do it through your broker?

A. No; it went through the broker. The broker sold it. I don't even know who it was that bought it.

Q. But it was not a transaction that was conducted through Mr. Hallamore?

A. No.

Q. It was through your broker on your behalf?

A. Broker sold it on my behalf.

Mr. LENZNER. Let me have this marked as exhibit 4.

[Whereupon the document was marked F. Donald Nixon exhibit No. 4 and may be found in the files of the committee.]

Mr. LENZNER. Showing you, Mr. Blatt, the exhibit 4, for identification, I am particularly interested in the transaction of April 28 which shows a deposit of \$74,850.

Mr. BLATT. OK.

Mr. ARMSTRONG. I might say exhibit 4 is a statement of account with the United California Bank, Anaheim office, dated May 1, 1972, which shows a check item and deposit item for \$74,850 dated April 28, 1972.

Mr. LENZNER. Now, would that appear to your recollection, Mr. Nixon, your deposit of the proceeds of the sale of the Hallamore Homes stock?

A. Right.

Q. And then, I take it, the withdrawal—that would also show a withdrawal of approximately the same amount that would represent or reflect the check to Mr. Hallamore?

A. Probably wouldn't be on this statement. Probably be on another statement because this is down toward the bottom.

Mr. BLATT. Maybe the next one. That is kind of toward the end of the month.

Mr. LENZNER. I think it is on that.

The WITNESS. Is it on here?

Mr. LENZNER. Yes.

The WITNESS. Are they both on here?

Mr. LENZNER. Yes. There is a deposit and a withdrawal for exactly the same amount. I take it that is——

The WITNESS. I see.

Mr. ARMSTRONG. Adjacent, so that is the deposit column.

The WITNESS. Here is the deposit column, I see. I am sorry. Yes. It happened the same day, huh?

Mr. LENZNER. Now, you all previously furnished us with materials that, as I understand it, were prepared ultimately for Mr. Mitchell, reflecting certain financial transactions and I would like to just read one paragraph from those materials related to "The \$100,000 stock purchase." Let me read this paragraph.

It says, "A subsequent statement indicates that the shares were transferred to me on April 25, 1972, for \$100,000 and sold to L.B. Miller on April 27, 1972, for \$74,850 to Mr. Hallamore."

A. Through Mr. Hallamore?

Q. "To Mr. Hallamore." I am quoting. "And we canceled our transaction with a loss to Hallamore of \$25,150."

I assume that that information, the information that was put in there is based on——

A. There were a lot—keep in mind a lot of these things that went into this—in fact, Stanley—off the record. I want Stanley back in here because Stanley put this together, Stanley McKiernan, and we put——

Mr. BLATT. He wants this off the record.

Mr. LENZNER. What do you want to explain now?

A. I want Stanley here when we talk about this.

Mr. LENZNER. May the record reflect that we will, at the request of the witness, wait for Mr. McKiernan's return before we review this——

The WITNESS. Because I want his cooperation.

Mr. LENZNER [continuing]. Specific language.

The WITNESS. I want his——

Mr. LENZNER. Let me go on.

Q. In this same area, do you have a recollection, Mr. Nixon, of discussing with Mr. Ehrlichman the loan of \$100,000 from Mr. Hallamore?

A. Never.

Q. You never did discuss that with Mr. Ehrlichman?

A. I don't recall ever discussing it with Mr. Ehrlichman. I don't recall it.

Q. Did you ever discuss the purchase of Hallamore stock with Mr. Ehrlichman?

A. I do not recall discussing—no; I don't recall discussing with him.

Q. Were you aware of the fact that Mr. Ehrlichman obtained from the SEC a prospectus of the Hallamore Homes and did a review of that offer?

A. I didn't know that he did this. Mr. Ehrlichman and Mr. Rebozo, at my invitation, visited the Hallamore Home project and took a look at these homes at my suggestion and recommendation, only because of my interest in these homes. In this particular time, our country is in very great shortage of housing, shortage of farm housing particularly, and this particular home that Hallamore was building

fit this perfectly. And my purpose of suggesting to Rebozo and Ehrlichman to come over and visit and see this facility—and I might say they were very much impressed, at least they said so. And Mr. Hallamore would testify to that, I am sure—very much impressed with what they saw.

After that they possibly run a check on it. I don't know. I didn't know what they—what took place after that, and I had—at that particular time, at the time they saw that, I don't know what the status was of a contract with the Air Force was, whether they received it or not received it. I don't even have any idea but just know this, that there was no influence whatsoever on the Air Force to buy, you know—

Mr. BLATT. Donald, just answer the questions. Don't go into anything more than that.

Mr. LENZNER. That you, Mr. Blatt.

Q. Do you recall approximately when Mr. Ehrlichman and Mr. Rebozo did visit the Hallamore Home?

A. I don't recall the date. I don't recall the date.

Q. Can you place it either prior to or subsequent to the time that you obtained the loan from Mr. Hallamore?

A. Oh, it was a long time before the loan from Hallamore, yes.

Q. A long time before, say a year or so before?

A. I don't know. Let's see. I wouldn't say it was a long—I really don't know. I don't recall how long at all, how long it has been, how long it was.

Q. Could it have been after you received the loan?

A. Damned if I know. I don't—this could be checked out but I don't know. I don't recall it. I just don't recall when they—I don't recall when—I know that I did have them come over and see it, because real frankly I was excited about this man, I still am about his project, but I don't recall, and my purpose of having them see it is for foreign—we had many countries that were in tremendous need of housing, and my interest was to let them see what this man had. Mexico is a good example, all these countries that are—no bearing on this.

Q. I take it, then, you did have a discussion with Mr. Ehrlichman concerning Hallamore Homes at some point?

A. I suggested he come over and take a look at it, yes.

Q. Was that in person or telephone conversation?

A. In person.

Q. Do you recall where that conversation took place?

A. I think it was down at the Western White House.

Q. Was Mr. Rebozo present with Mr. Ehrlichman at that time?

A. Yes. I think as I recall it, I think he was.

Q. You requested both Mr. Ehrlichman and Mr. Rebozo to go to the company headquarters?

A. Not particularly both of them. I said, "Some of you guys should go over and take a look at it." That is about the way I said it.

Q. Did Mr. Ehrlichman seem to have any prior knowledge regarding Hallamore Homes at that time?

A. Didn't seem to.

Q. That is the first time you discussed Hallamore Homes with Mr. Ehrlichman?

A. I would suppose so.

Q. Did Mr. Rebozo indicate he had any prior knowledge or did he indicate he had any with regard to Hallamore Homes?

A. I don't recall.

Q. Do you recall if that was the first occasion you discussed it with Mr. Rebozo, that is Hallamore Homes?

A. I would think it was.

Q. Was anyone else present besides Mr. Ehrlichman and Mr. Rebozo?

A. Just the two of them were there.

Q. Now, after they visited Hallamore Homes, did Mr. Ehrlichman not counsel you to absolve yourself of the operation completely, that is to leave it, get out of it?

A. Keep in mind I was never with the operation, Hallamore Homes.

Q. Well, did he tell you not to have any contact or financial relationships with them at all?

A. No, he did not tell me this. I let Mr. Hallamore—I let Ehrlichman know this, that I would have nothing to do with any contracts that Hallamore or anyone else ever—they knew this. We had a very good understanding.

I sometimes wonder if they doubted my word on this, but never have I had anything to do with any contract, any Government contract for any company or for any friend or for anyone or have I ever contacted any Government official.

Q. Well, what I am getting at is; did Mr. Ehrlichman advise you to disassociate yourself completely with Mr. Hallamore, Hallamore Homes after his visit with Mr. Rebozo?

A. I don't recall him saying anything like that.

Hallamore is a friend of mine and no one is going to tell me that I should disassociate myself with a friend. I am sure had he done so, I would have told him to go to hell.

Q. But you have no recollection of him so directing you?

A. No, I have no recollection of him saying anything.

Q. Did he discuss with you the fact that he was aware of your purchase of stock in Hallamore Homes and expressed concern about that?

A. I don't think he ever knew I owned stock. If he did know it, it was unbeknownst to me.

Q. Did he direct your attention to potential conflict of interest between your owning stock and the fact that Hallamore Homes was doing some defense work or contracting with the U.S. Government for homes?

A. Again I say I don't know whether he—what his knowledge was. If he had knowledge of my owning stock, I don't know about it.

Q. Did you have any such discussions with Mr. Rebozo with regard to whether you should or should not have any stock ownership in Hallamore Homes?

A. I don't recall any discussion like that.

Mr. LENZNER. For the record I should note, counsel, and Mr. Nixon, in all fairness, that Mr. Ehrlichman has indicated to us that after his visit with Mr. Rebozo he says that. So, I say it is alleged by Mr. Ehrlichman that he counseled Mr. Nixon to not have any more contact, financial dealings at all with Hallamore or Hallamore Homes.

Mr. McKIERNAN. Mr. Nixon has suggested here that he doesn't recall that conversation.

Mr. LENZNER. Just so you don't think I am asking a question without any basis for it.

Mr. McKIERNAN. No problem.

Mr. ARMSTRONG. I gather, though, that Mr. Nixon has also said if there had been such a conversation that he would recall it because he would have told them he would not do such a thing.

Mr. BLATT. That is a surmise on his part.

Mr. McKIERNAN. I believe what he said, he didn't recall the conversation. He didn't necessarily suggest there wasn't such a conversation. He just didn't recall it.

The WITNESS. I don't recall it. He might have said that but I don't recall it.

Mr. LENZNER. Do you have any recollection of discussing the question of Hallamore Homes with President Nixon?

A. I—at the time I discussed—this was in the presence of my brother, the President, when I mentioned Hallamore Homes.

Q. Mr. Ehrlichman and Mr. Rebozo were in the presence?

A. Yes.

Mr. BLATT. Does it say that the President said that, too?

Mr. LENZNER. We don't disclose—

The WITNESS. I am telling you the—you are asking me the truth. I was sitting in a meeting with Ehrlichman, and possibly Rebozo wasn't there at the meeting. But Dick, I think, said, "Well, it—Ehrlichman, you should maybe take a look at this thing," you know, only from the standpoint of knowing that—what is the man's—off the record.

Mr. LENZNER. Hold it a second.

[Discussion off the record.]

The WITNESS. Romney was really at wits end here of trying to develop—in fact, they were spending a lot of Government money in research in trying to come up with some housing for the farm programs.

Hallamore spent his own money in developing this project completely. There was no Government money involved whatsoever in all the research on it, about \$350,000 of his own money, and then he borrowed some money, I think, from San-Bar, another \$100,000 completed his deal, and then he finally went public. My only purpose of telling my brother about this is a fact that here is a program that Romney ought to look at. That is all.

I said that as far as I am concerned I think this is one that really fits the farm program, and it still does.

Mr. LENZNER. Now, did the President appear to have any—or indicate to you that he had any prior information or knowledge with regard to Hallamore Homes?

A. No.

Q. Did he have any reaction other than indicating to Mr. Ehrlichman that he ought to go visit and Mr. Rebozo, that they ought to visit—

A. I guess in retrospect, he probably wanted them to go up and look at it and see what I had to do with it.

Q. Well, don't assume anything.

A. I don't know.

Q. I am just really asking for your recollection of what was said to you at the time.

A. I don't know. I am sure that he had a real honest feeling that Ehrlichman should take a look at it, and I think at the time he mentioned it, "You and Bebe ought to go up and take a look at it. Take Bebe Rebozo with you."

I don't think Bebe was with us when I told Dick and Ehrlichman together.

Then, he took Bebe up there, and I saw Ehrlichman and Bebe up there. I met them up there and they met with Hallamore, and Hallamore took them on a quickie tour and went through it and they were very much impressed with it as everyone that looked at it was.

Q. Was there any discussion with the President with regard to the loan? Did you ever discuss that \$100,000 loan with the President?

A. No, never.

Q. Did you ever have a discussion with the President where he indicated concern about your relationships financial or otherwise with Hallamore Homes or Mr. Hallamore?

A. No.

Q. Did you have any subsequent discussions with the President with regard to Hallamore Homes other than the one that you just described?

A. No; there was no further discussion.

Q. Did the President indicate any concern about the potential conflict of interest in view of the fact that Hallamore Homes was seeking or had sought contracts with the U.S. Government?

A. I don't think—would you ask that question again.

Q. Yes. Did the President ever indicate any concern about the potential—

A. To me?

Q. Yes, sir.

A. My involvement, you mean, with Hallamore?

Q. Yes.

A. I have no involvement. My only involvement with Hallamore was, he was a friend of mine, and I told him about a project he was in. At this particular point I didn't have any investment, I am sure. There was no investment on my part in the thing. I was only interested in a friend's project. I didn't even see the project until he had a model built ready to show the Air Force. He had been asked by the Air Force.

Let me go back here. I think it needs some explanation here on Hallamore. I have known Hallamore for 25 years. He was a senior vice president of Lear-Siegler Corp. He had retired. I happened to be at his retirement party. I know the chairman of the board of Lear-Siegler, this is John Brooks. He has since passed away.

They had a big retirement party for my friend Lloyd Hallamore, and at that particular party I asked Lloyd, I said, "Lloyd, you are not going to retire." I says, "You know, this guy has been traveling all over the world. He put together 125 companies for Lear-Siegler." And I said, "when you get back in business again," I said, "You let me know, I want to get in with you. I want to have a piece of that business with you, I want to get involved with you."

He said, "Well, some day, Don, if I ever do, I will give you a call." He retired about 10 days, he played golf for 10 days, and he said, "Goddamn, I can't stand this retirement."

So, he got started on something.

About a year later I bumped into—I saw him in between that—but a year later we were at a particular party again, and he said, "Don, I got something now, by God, that I want you to look at that is really interesting," and said, "I am not going to tell you a damn thing about it. I just want you to come by."

I didn't even know he had this plant. "I want you to come by and take a look at this and see what you think of it." He said: "Possibly you can get involved in it. I know you can't get involved in this country but possibly overseas with all my contacts around the world, what I have got is something that is needed all over the world."

That was the way I went to see his project, and he had this model that he had built. He had already shown it to the Air Force. The Air Force was quite excited about it. In fact, at least this is what he told me, and it was a very short time after that, I guess, that they went out to bid on a relocatable facility that he had under construction—that he was bidding. Unfortunately, he won—he went in as a subcontractor with a prime contractor who was not in the very best of condition financially, and they got in trouble financially, and he ended up losing one-half of the profits or had—in other words, he lost twice as much as he would have otherwise lost.

Q. But you are saying now that your recollection is clear that the conversation with the President and Mr. Ehrlichman with regard to Hallamore Homes was prior to the loan that you received from Hallamore?

A. I am sure it was, yes. I am sure of that now in my mind. As I recall it, it had to be.

Q. Do you have any records or is there any way to document exactly when Mr. Ehrlichman and Mr. Rebozo went to—

A. You can ask them. Maybe they can tell you. I don't recall, or maybe Hallamore could tell you. I don't recall when it was. It was on one of the visits my brother was out on the west coast, of course.

Mr. BLATT. Excuse me. In view of the fact as I understood it, most of this inquiry was going to deal with whether or not Donald in some way got \$100,000 from Bebe Rebozo—

The WITNESS. What the hell has this got to do with?

Mr. BLATT. Hold it, Don.

I don't see the—I guess in more legal terms, what is the relevance of all this to that \$100,000?

Mr. LENZNER. Well, it is directed to our inquiry into areas which I will explain generally. One is whether any of the proceeds for the loan, or if there was interest, which we now know there wasn't, was furnished by Mr. Rebozo, or whether any of the repayment, as such was made, was refurnished by Mr. Rebozo, Mr. Nixon couldn't make the repayment.

Mr. BLATT. OK.

Mr. LENZNER. The second area, of course, it is an area that we have reviewed before with Mr. Nixon, and that is the concern within the White House with regard to a number of financial transactions Mr.

Nixon was involved in. We have done, I think it is clear from the questioning, subsequent interrogation with regard to some of these issues, and I want to find out from Mr. Nixon and clarify the record.

Mr. BLATT. Let's get that second part. Do I gather that you are satisfied that he did not get any—that he did not get any funds from Mr. Rebozo directly or indirectly; is that correct?

Mr. LENZNER. I am not going to make any judgment on that at this time. That is up to the Senators to decide.

Mr. BLATT. Well, I suppose the question is: Is this interrogation directed to that point?

The WITNESS. Well, I can assure you—

Mr. BLATT. Just a second, Donald. Don't assure.

Mr. LENZNER. The interrogation is directed at the question of whether Mr. Nixon received any funds from Mr. Rebozo, and it is also directed at some of the areas that we have also reviewed with Mr. Nixon on prior occasions that are going to necessarily come up because we have done subsequent investigation. We have some areas we have to clarify on the record.

Mr. BLATT. Well, now, did you receive a subpoena?

The WITNESS. No.

Mr. BLATT. You haven't received a subpoena?

The WITNESS. No.

Mr. BLATT. As I understood it, the scope of that subpoena was this Rebozo material. Now, we have been sitting here being very cooperative, but it seems to me you are going quite far afield.

Mr. LENZNER. Well, actually, I think there has been a previously issued subpoena which—

The WITNESS. Never, not to me.

Mr. LENZNER. Well, I think we furnished you with one. My recollection is we furnished you with a subpoena at the Marriott Hotel after our interrogation in November of 1973.

Mr. MCKIERNAN. Yes, I believe we received a subpoena that was dated rather peculiarly. It seems to me that the date for appearance was prior to the time he received it, but we have received the subpoena, yes.

Mr. BLATT. I still, I know, I really just wonder what—I just don't see the relevance of the entire line of questioning, you know, until—we were willing to go through all this thing as long as there was something—there was \$100,000 claimed by Rebozo, and here is \$100,000, so I could see that somebody might surmise that perhaps that \$100,000 somehow found its way into Hallamore and from Hallamore to Donald, but having exhausted that, you know, it just seems to me you are getting into something that is personal to him that has nothing to do with the committee's investigation, has nothing to do with any of the committee funds.

Mr. LENZNER. Again. Mr. Blatt, you weren't present during the prior interview in November 1973. We have gone over this, because some of these areas were our main focus, so we have already been into this area with Mr. Nixon.

The WITNESS. In what areas now were you over with me now?

Mr. LENZNER. The question of your relationships with Mr. Hallamore and the work you may or may not have done with Mr. Hallamore. We did interrogate—

A. Well, it is not any different than I told you now.

Q. I know, but we are going over it, and how it related with your meetings and activities that were going on with Mr. Ehrlichman, Mr. Haldeman, Mr. Mitchell and others, and we have obtained other information and we are going to review that.

Mr. BLATT. Let me ask how all of that pertains to the Presidential campaign anyhow. You know, the fact that he may have given you the information before when it was not relevant then, doesn't make it relevant now.

Mr. LENZNER. Go ahead, Scott.

[Examination by Mr. Armstrong.]

Q. Mr. Nixon, since January 1, 1969, have you purchased any other Hallamore Homes stock other than the 10,000 shares that we have been discussing?

A. I do not own any Hallamore stock other than that.

Mr. BLATT. That wasn't the question, Donald. The question was: Did you buy any others besides those 10,000 that he is talking about?

The WITNESS. I have—Dr. Kraushaar—

Mr. BLATT. Did you buy—

The WITNESS. I didn't buy the stock, no.

Mr. BLATT. OK. That is all.

Mr. ARMSTRONG. Have you held on behalf of anyone else or been given any stock in Hallamore Homes since January 1, 1969, other than the 10,000 shares we are referring to?

A. I have not.

Q. Have you at any time made any statements or signed any statements saying that you did own such additional Hallamore Homes stock?

Mr. BLATT. Hold it. Off the record a second.

[Whereupon Mr. Blatt, Mr. McKiernan and the witness exited the proceedings.]

Mr. ARMSTRONG. Let the record reflect that counsels and the witness left the room to confer.

[Whereupon Mr. Blatt, Mr. McKiernan and the witness reentered the proceedings.]

Mr. BLATT. I would like to really know, you know, I guess I would like to know what direction this thing is going, because I think that you really—I don't think it is proper for you guys to wander all over the landscape. If you are looking at something particular where you have some indication of wrongdoing, that is fine. Even if it is a possible wrongdoing, but inquiring into every bit of the guy's financial affairs, I don't really think is proper or fair, let alone proper.

Mr. LENZNER. Are you objecting to the question as to whether Mr. Nixon held or purchased any other shares of Hallamore Homes?

Mr. BLATT. Not so much that. What I am really—

Mr. LENZNER. That is the pending question.

Mr. BLATT. All right. Go ahead. Answer the pending question.

The WITNESS. Well, there were some stocks purchased that I—the legal term of how this is purchased now will have to come from my attorney, because I can't—I don't get this out exactly right.

Mr.—Dr. Kraushaar is my—our personal physician for over 30 years, OK, a very close friend, took care of my mother and my father

and my family all of these years. I was in for a checkup and he was telling me about his 500 acres up here, property he owned that he got, he had to develop it, the taxes were eating him up.

So I told him about the Hallamore Homes. I said:

Goddamn it, you ought to just—this place is right across from the golf course—but the property is too valuable to put trailers or something on. But here is something that you could put on that property, and 10 years from now or 15 years from now, why, you could fold them up and move them off and make a shopping center out of it or whatever the potential value would really be for.

And so he and his wife, the son, took time to come down and look at this Hallamore thing. Because I just told them about it, just from my conversation. I wasn't even there when he came down to look at it.

And Hallamore showed him this thing, and he was all excited about it. And he ended up—and this was before the major issue. In other words, Hallamore had a—what do you call a small issue?

Mr. McKIERNAN. Just call it a—

Mr. BLATT. Closed corporation.

The WITNESS. Closed corporation. He formed a closed corporation first, because he was running out of research capital there to do that. He formed a closed corporation to enable him then to go public.

And this stock was selling at \$3 a share. He was offering it at \$3 a share, and I think the minimum—minimum that they could invest in that was \$30,000, that anyone could. This, in other words, is for sophisticated investors only. They didn't want too many investors in it.

So Dr. Kraushaar bought the stock and he called me and he told me, he says, "Don, that looks—that really looks good," called me on the phone and told me about it.

And he didn't say the stock looked good; he said, "That looks like a perfect deal for our property up here." Then he told me that he thought he was going to buy some stock, he and his family.

And I said, "Well, I would like to buy some, but I don't have \$30,000 to buy, you know, that much money to put in, because it is limited to \$30,000."

So what I did, he offered to purchase \$10,000 worth of stock for me, 3,500 shares of stock, \$3 a share. Figures out to \$10,000 doesn't it?

Mr. ARMSTRONG. \$10,500 is what that would multiply out to.

Mr. BLATT. Yes; 3,500 times 3.

The WITNESS. 3,500; OK. Anyhow, they—I wrote a check to him for the \$10,000 or whatever it was, \$10,500, and he purchased this—added this stock, and I guess he also bought some for some of his kids in their names at the same time. I don't know why. I guess this is done. This is what I have heard—I have understood since, is called piggy-backing or something or other, whatever it is, whether it is legal or ain't legal—

Mr. BLATT. Donald, just answer the question, will you.

The WITNESS. But the point is I know that this is done in hundreds of cases.

Mr. BLATT. Donald, just answer the question.

They are not interested in what you know. If they don't ask for it, I don't want them to know it.

The WITNESS. So I don't own today, any of that stock in my name. Dr. Kraushaar applied—what did he do, he sent this application in

to have this transferred to my name and to, I guess, his children and one other party in his—I guess his sister or his wife's relative or somebody. I don't know who the other party was.

Mr. BLATT. I would like to go off the record for a second.

[Discussion off the record.]

[Brief recess.]

[Examination by Mr. Lenzner.]

Counsel have returned after conferring.

Mr. McKIERNAN. At the request of Mr. Scott Armstrong we would like to indicate a little more concise, the language, the transaction that took place between Mr. Nixon and Dr. Kraushaar.

Dr. Kraushaar decided to purchase some shares in Hallamore Homes at a time when Hallamore was offering a limited number of shares to certain sophisticated investors. Mr. Nixon gave Dr. Kraushaar \$10,500, and Dr. Kraushaar added that figure to his purchase of the Hallamore shares.

Sometime subsequent to that purchase Dr. Kraushaar arranged for a consent to transfer to be filed with the California Corporation Commissioner's office. The consent was never acted upon, and at this time Dr. Kraushaar still holds the stock in his name, and has not at this time repaid Donald Nixon the \$10,500.

Mr. LENZNER. Do you recall approximately when the—do you want to add something?

Mr. BLATT. We were discussing it. No; we don't want to add.

Mr. LENZNER. The question is: Do you recall when approximately you furnished \$10,500 to Dr. Kraushaar?

A. You have a record of it. It is in the bank, bank records. A check was written to him by check.

Q. Well, regardless, do you have any recollection now of approximately when it was prior to the time you received the \$100,000 loan?

A. Oh, a long time before.

Q. When you say, "long time," was it—

A. Well, I don't know.

Q. 1970?

A. Considerable time before. I don't know what time.

Q. Can you place the year as being in 1970 or 1971?

A. Things have been happening too fast around here. You guys have been asking too many questions. I can't keep track.

Mr. McKIERNAN. Well, the \$100,000 loan on the part of Mr. Hallamore took place on August 4.

Mr. LENZNER. 1971?

Mr. McKIERNAN. 1971. Now, fixing your mind on that date, how many months prior, before that, would you say this transaction with Dr. Kraushaar took place?

The WITNESS. Well, I am sure this could—this information could be made available, because it was at the time that Lloyd Hallamore closed his, you know—when he made his offering, and I don't know what that date is. I wouldn't attempt to try to remember it.

Mr. LENZNER. Let me go ahead and see if I can perhaps short circuit it.

Mr. McKIERNAN. Perhaps Mr. Armstrong, do you have a copy of the document we gave to Mr.—it has the date indicated on there.

Mr. LENZNER. The date is not indicated in that document.

Q. But did you furnish Dr. Kraushaar with cash or was it a check?

A. It was a check.

Q. And do you recall whether you placed in the bank, cash sufficient to cover the check prior to the time you wrote the check?

A. As I recall it, this was when I sold some of those mutual funds to buy the stock, some of the Keystone or the Putnam, or one of the other of them. I am not sure which it was.

Q. Did you receive any funds or borrow any funds from any individual prior to the time you wrote the check for Dr. Kraushaar?

A. No.

Q. Let me see if I can help. I have just been shown a document which I would like to have marked as exhibit 5, because I am going to show it to Mr. Nixon, show it to counsel first, exhibit 5 for identification.

[Whereupon the document referred to was marked F. Donald Nixon exhibit No. 5 and may be found in the files of the committee.]

Mr. LENZNER. Showing the document to counsel, I am specifically interested in the \$10,500 that is listed as a withdrawal.

Mr. McKIERNAN. Well, it is not a withdrawal. It is a check which was debited to the account.

Mr. LENZNER. Right, a check of \$10,500 on your—I think that is the Whittier account in the United California Bank.

The WITNESS. Yes, that was probably it.

Mr. LENZNER. You think that refreshes your recollection?

A. I think that was probably the date, because I figure that would be the only check I would write like that.

Mr. McKIERNAN. May 19, 1971.

Mr. LENZNER. Is the date by that check; is that correct?

A. Evidently I had enough cash in the bank from these other—keep in mind I had sufficient income from Marriott, from Carnation Co. to cover this anyhow. It was \$10,000 at that time—my account would bounce around, my balance would.

Mr. ARMSTRONG. Just to make sure I understand, up to the present Dr. Kraushaar still holds the stock?

The WITNESS. That is correct.

Mr. ARMSTRONG. OK.

The WITNESS. He mentions it to me about every time. "Don, don't you want that stock?" I say, "Doc, if anything happens to me, why, then you convey it to my wife."

Mr. LENZNER. Have there been any dividends or interest paid on that stock?

A. No, I am afraid not.

Mr. BLATT. I would like to ask him one question for the record.

Is it your understanding or Dr. Kraushaar's understanding that as far as the beneficial ownership, that you are the owner?

The WITNESS. I am the beneficial owner.

Mr. LENZNER. Of how many shares?

A. 3,500 shares is what it figures, doesn't it?

Mr. McKIERNAN. Whatever the value.

The WITNESS. Yes, whatever the value of \$10,500, it is \$3 a share, so that would be it, yes.

You incorporated that with that material that went back to Mitchell; you had a copy of that, didn't you?

Mr. McKIERNAN. Yes.

The WITNESS. So you have got it there.

Mr. LENZNER. I think there is some confusion that the consent to transfer was for a total of 8,500 shares.

A. Some of that—that was not all mine.

Q. Just the 3,500 was intended for you?

A. That is right. See, I told you some of it was children, and I think there were other relatives, his wife's sister, brother, somebody; his family now.

Mr. LENZNER. Go ahead.

[Whereupon there was a discussion off the record.]

[Recess.]

[Examination by Mr. Armstrong.]

[Testimony of a personal and financial nature relative to the witness and others has been deleted.]

Q. OK. Now, at any time has the San-Bar Electric Co. or Hallamore Homes provided any security or collateral on your behalf?

A. No.

Q. Have you held at any time any certificates of deposit or received interest from any certificates of deposit which belong to the San-Bar Electric Co. or Hallamore Homes?

A. No.

Mr. LENZNER. It is San-Bar Electronics.

Mr. ARMSTRONG. Electronics.

Mr. LENZNER. I think the correct name is San-Bar Electronics. Mr. Nixon?

The WITNESS. I think they changed the name to San-Bar Corp. They dropped the "Electronics," I believe. I was a former director. At that time it was San-Bar Electronics, but now it is—they changed the name to San-Bar Corp., I believe.

Mr. ARMSTRONG. At any time have you had any discussions with anyone from United California Bank relating to the fact that the San-Bar Corp. or Hallamore Homes do their banking with that bank?

A. Well, I have had lunch, being a—when I was a director of San-Bar, and Barry Hallamore and I are in fact very good friends with the then general manager of the United California Bank, that's right, but—what was your question again?

Q. My question is whether or not you have had any discussions with any employees of the United California Bank regarding the fact that San-Bar and Hallamore Homes do their banking there.

A. Not Hallamore Homes, but I have with—about San-Bar. The fact that I was a director of San-Bar and Lloyd Hallamore had me meet with—in fact, he invited me to lunch to meet with the—not meet with him. I had known him, but we had lunch together with the general manager of the United California Bank, which is, I would think, a perfectly normal, legitimate thing to do.

Q. Has the United California Bank indicated that they would give any consideration to you regarding the interest rates on notes outstanding with them as a result of the San-Bar Corp. or Hallamore Homes doing their banking at that bank?

A. You mean give me any special privileges?

Q. A lower interest rate as a result of that.

A. No; and I never asked for any. I might add here that when I transferred my account from Whittier to Anaheim main branch, I

did get a better interest rate on—from the Anaheim branch than I did the Whittier branch, but that is just a matter of a local decision—decision of a local manager, or maybe there was—the change of inventories I think it was 1 percent or $\frac{1}{2}$ percent. It wasn't very much.

Q. Mr. Nixon, since January 1, 1969, have you had any business or financial transactions with President Richard M. Nixon?

A. None whatsoever.

Q. Since January 1, 1969, has President Richard M. Nixon made any gifts to you valued in excess of \$100?

A. He has something—no, he has not.

Q. Since January 1, 1969, has President Richard M. Nixon provided you with any quantity of cash in excess of \$100?

A. None whatsoever.

Q. Since January 1, 1969, have you had any business or financial transactions with Miss Rose Mary Woods?

A. None.

Q. Since January 1, 1969, has Miss Woods made any gifts to you valued in excess of \$100?

A. No.

Q. Since January 1, 1969, has Rose Mary Woods provided you with any quantity of cash over \$100?

A. No.

Q. Since January 1, 1969, have you had any business or financial transactions with Herbert Kalmbach?

A. None.

Q. Since January 1, 1969, has Mr. Kalmbach made any gifts to you valued in excess of \$100?

A. No, he has not.

Q. Since January 1, 1969, has Mr. Kalmbach provided you with any quantity of cash over \$100?

A. No.

Q. Since January 1, 1969, have you incurred any debts as a result of gambling or wagering?

A. Well, if you call wagering gambling on a piece of property, I have taken a beating on an investment in Rancho California, yes. But that is the extent of my gambling.

Q. OK.

A. I guess we all take a gamble when we buy some real estate now and then.

Q. Since January 1, 1969, have you had any business or financial transactions with Mr. Jack Cleveland, aside from the property in Tonopah, Nev., which we discussed earlier today?

A. None whatsoever.

Q. And since January 1, 1969, have you had any business or financial transactions with John Meier?

A. None whatsoever.

[Examination by Mr. Lenzner.]

Q. There was one item we were waiting for you to come back for, Mr. McKiernan. We had some prior discussion with regard to the \$100,000 loan from Hallamore, and Mr. Nixon requested that you be present, so for this question I want to repeat it.

The materials that you previously furnished us, furnished the committee, that were prepared by you on behalf of your clients and

furnished for Mr. Mitchell's use during the campaign, included this statement under the heading: "\$100,000 Stock Purchase"—

A subsequent statement indicates that the shares were transferred to me on April 25, 1972, for \$100,000 and sold to L. B. Miller on April 27, 1972, for \$74,850 to Mr. Hallamore, and we cancelled our transaction with a loss to Hallamore of \$25,150.

Let me show this paragraph to Mr. McKiernan.

A. That is a misstatement completely.

Mr. McKIERNAN. In the typing there is a sentence, one line is left out. What happened here is that the funds, after they were received by Mr. Nixon on the sale, were transferred to Mr. Hallamore as he testified earlier.

The WITNESS. The funds went to Hallamore, but stock didn't.

Mr. McKIERNAN. You see, the \$74,850 went to Mr. Hallamore.

Mr. LENZNER. Part of this sentence has been left out by the typist?

Mr. McKIERNAN. Yes. We noticed that once before.

Mr. LENZNER. Now, however, I think there was also some discussion as to how the loss of some \$25,000 plus was going to be treated. This indicates that "We canceled our transaction with a loss to Hallamore of \$25,150." My question is: How do you explain the prior statement, which I thought that we had this morning, which was that the loss was considered to be Mr. Nixon's loss with this statement that says that the loss was Mr. Hallamore's?

Mr. McKIERNAN. Whom are you asking?

Mr. LENZNER. Well, Mr. Nixon asked you to be present because I take it you prepared this based on information furnished you by Don and Ed Nixon. Can either of you confer or consult and give us an explanation of that?

Mr. McKIERNAN. OK, off the record for a minute.

Mr. LENZNER. If you would like to go off the record, go ahead.

[Discussion off the record.]

Mr. LENZNER. Let's have the record reflect that counsels and the witness left for consultation.

Do you want to go back on the record?

Mr. McKIERNAN. Yes; in response to the question concerning the Hallamore Homes stock transaction, I would like to point out that there is considerable confusion in that section for the reason that I didn't represent Donald in that transaction. I was not aware of the transaction taking place until quite some time thereafter.

Donald explained it to me, and it was one of the last items which we prepared in the report, and there was very little time to proofread it. There is a large typographical error where I think we omitted an entire line which we couldn't catch in the proofreading because we didn't proofread that last section.

There was no opportunity to review the thing with Donald, and there is a second error in there concerning the matter of whether Mr. Hallamore asked Donald to purchase the stock or whether Donald volunteered and asked for the opportunity to purchase the stock.

In the second reading of the report after it was submitted, Donald pointed out to me the mistake in the fact of the error of the first part about whether Donald asked to buy the stock or whether Mr. Hallamore asked to buy the stock.

The matter of who the loss was to be assumed by is a third error of conflict, and in reviewing the material after submittal of the report, Mr. Nixon indicated to me that it was his feeling that he bore the burden of the loss and that the balance was going to be paid by him to Mr. Hallamore at a later date.

The WITNESS. At such time as I am able to.

Mr. LENZNER. And I take it that time hasn't come yet?

A. No.

Q. Now, have you had discussions with individuals as to obtaining the funds to make up that loss to Mr. Hallamore?

A. No, because Mr. Hallamore has indicated that he has no rush for this, that he is not in need of the cash——

Mr. BLATT. Answer the question, Donald, yes or no.

The WITNESS. No.

Mr. LENZNER. But have you ever had occasion to discuss the issue of your loss that you owe to Mr. Hallamore with Mr. Rebozo?

A. No.

Q. Have you ever discussed it with Mr. Ehrlichman or Mr. Haldeman?

A. No.

Q. The same would go for the President or Mr. Mitchell?

A. Right. Well, except for this report that went in to Mr. Mitchell. He knew it and who else also looked at it, I don't know.

Q. Do you know, Mr. Nixon, whether any other individuals besides Mr. Mitchell ever became aware of your owing Mr. Hallamore the \$25,000 plus?

A. What happened back to this report when it went to Mitchell, God only knows.

Q. Fair enough. I was really asking——

A. I don't know. I don't personally know——

Q. You have no information——

A. No one has conveyed to me or discussed it with me at all, so I wouldn't know.

Q. What I was getting at, you are not aware of any contact that other people may have had with Mr. Rebozo reflecting the \$25,000-plus that you owe Mr. Hallamore?

A. [Witness nods in the affirmative.]

Q. The answer is "No," you are not aware of it?

A. Not aware of it, and I doubt it very much.

Q. Have you ever maintained any stock certificates or certificates of deposit in your safe-deposit box? Have you ever held any certificates or stock certificates in your safe-deposit box?

A. Not for—not since we moved to Newport Beach. I used to when we were in Whittier, but not since we have been in Newport Beach.

Q. That was prior to——

Mr. BLATT. Can we assume that all questions——

Mr. LENZNER [continuing]. January 1, 1969?

Mr. BLATT. OK. That is it. Anything that they are asking relates only to January 1, 1969, forward.

The WITNESS. All right. Fine.

Mr. LENZNER. Did there come a time when you expended certain funds of your own for expenses related to the inauguration of the

President—in 1973, I guess? Did you incur expenses during the inauguration period of your own?

A. Of—in 1973?

Q. Well, after the 1972 election. I think that would be January 1973.

Mr. BLATT. You mean for his own account or for the President's account or for someone else's account?

Mr. LENZNER. Relating to the inauguration. I don't know if they are for your own account or for some other individuals.

Mr. BLATT. Are you including in that if he went to the inauguration and paid plane fare and hotel bills? Is that included?

Mr. LENZNER. I am talking about several thousand dollars, something in excess of your airplane flight.

A. Keep in mind I was—you are talking about this last inauguration?

Q. Yes, sir.

A. The last inauguration, I was working for Marriott Corp., and Marriott took care of all those details. There were very few less than maybe—less than maybe \$200 or \$300 maybe that some extra tickets were needed at the last minute that I went out and was able to pick up, and I was reimbursed for, or I reimbursed the company for, something like that.

Q. What I was really getting at, so you will understand the basis for the question, did you incur over \$1,000 of personal expense either on your own behalf or on behalf of other individuals that might have been perceived as money that was out of your own pocket and needed to be repaid to you?

A. No, no money was—I was never reimbursed for any money that I spent at the inauguration. I did personally pay some of my own hotel bills, yes.

Q. But I take it they didn't—the question wasn't whether you were reimbursed. The question was: Did you, in fact, incur expenses of over \$1,000 on expenses related to the inauguration, either your own or other people's?

A. I did not. No; I did not as far as I know. There were no—the hotel bill there for 3 days was picked up by the committee, I believe, for my wife and I.

Q. The Committee To Re-Elect the President?

A. The Committee To Re-Elect the President. That is it. I don't even know what the hell it was. But when I went one day over, that was on me. I stayed a couple more days, and that bill was mine, and all the extras were mine, any food, anything else was mine. Just the hotel bill, and I think it was \$50 a day for 3 days, \$150.

Q. I won't quibble with your recollection. You can always clarify the record if it becomes significant. I don't see it as significant as to whether it was \$50 or \$150 at this time.

But do you have any recollection of representing to other people that you incurred expenses of several thousand dollars with regard to the inauguration and that as a result you were in need of money at that period of time?

A. Not for any clients or for myself, no.

Q. So the answer was "No?"

A. No.

Q. You have no recollection of making that representation?

A. No. Let me clarify something. Stanley, there were some of these people that wanted tickets, and I think you purchased tickets for some of these people and they reimbursed you; right?

Mr. McKIERNAN. Off the record.

Mr. LENZNER. OK.

[Discussion off the record.]

Mr. LENZNER. Let's go back on the record.

We just discussed the basis for the question that I asked, and apparently I didn't make it clear. Let me ask it again and let's get it clear on the record.

Mr. Nixon, did you represent to other individuals that you had incurred several thousand dollars worth of expenses related to the inauguration? I mean \$10,000, \$15,000, related to the inauguration? Did you ever represent that to any other individuals?

A. No, because I didn't.

Q. And you in fact did not incur such expenses?

A. No.

Q. And did you ever represent that, because you had incurred such expenses of \$10,000, \$15,000 relating to the inauguration, the last inauguration, that you were in need of cash or money to replace those funds?

A. No.

Mr. BLATT. Hold it 1 second. You asked a question, "Did you ever represent," and he said "No," and then the next question is, "Did you ever represent to someone, because you had said that, that they should reimburse you because you were short of cash?" Do you follow what I mean?

Mr. LENZNER. Yes, I do. I think it is a proper question.

Mr. BLATT. Go ahead.

Mr. LENZNER. The question was, did you—I can't remember what the question was.

Did you, in fact, represent to other individuals that you had incurred expenses of over \$10,000 or \$15,000 and, as a result, needed money at that time to replace those funds?

A. No.

Q. The question is: Did you at one time own or hold shares in a company called Separation & Recovery Systems, Inc.?

A. I held stock in blank that was not made out to me for a period of time that was—what kind of stock is it that is not cashable, you know? What do you call it?

Mr. McKIERNAN. You held it in custody.

The WITNESS. It is in custody, but it is also lettered stock, you know, it is lettered stock. I held \$100,000 worth of stock.

Wait a minute, not \$100,000. What was it? Yes, 25,000—100,000 shares, pardon me, not \$100,000. Jesus Christ, I am sorry, 100,000 shares, 25,000 shares in each one from these four different individuals who were the promoters of this deal.

And they were wanting me to help them to find a buyer, find someone to promote, to raise the capital to get this thing off the ground and—

Mr. BLATT. Donald, I think you don't understand the question. When they said, "Did you hold," they didn't mean did you have it in your hand. They mean did you hold—

Mr. McKIERNAN. Off the record a minute again, please.

Mr. ARMSTRONG. Off the record.

[Discussion off the record.]

Mr. LENZNER. As I understand it, you were furnished shares of stock in Separation Recovery Systems, Inc., to hold for a specific purpose. Can you just describe what the purpose of it was?

A. To try to help them promote their company and to sell their—in other words, to get capital to get their program off the ground. They needed capital for the company.

Q. And the shares you were holding were for the purpose—for sale on their behalf?

A. No, no.

Mr. McKIERNAN. Off the record again.

[Discussion off the record.]

Mr. LENZNER. Back on the record.

What specifically were you to do on behalf of the principals of Separation & Recovery Systems, Inc.?

A. My responsibility was to try to find them a buyer, an investor that would—or say a big daddy here with the money to come in here to take over this company and give it performance. The group of promoters had just put enough in it to build a prototype and prove the product. Now they wanted to take it and go with it. I don't mind telling you I took this to Mr. Onassis, and Mr. Onassis made them an over-\$3 million—\$1 million on the downstroke first year; \$1 million the second year; \$1 million the third year. They turned it down.

Q. I take it that had you been successful in completing your transaction, then you could have retained the stock?

A. That is right.

Q. In your own name; is that correct?

A. That is right.

Q. And that would have been the compensation for you?

A. That would have been my compensation; that is right.

Mr. BLATT. Donald, how much was that per share worth?

The WITNESS. Who knows?

Mr. BLATT. What was the par value?

The WITNESS. 1 cent, I think.

Mr. BLATT. So you are talking about \$1,000 worth of stock; that is 100,000 shares for \$1,000?

The WITNESS. I think they did it for 1 cent. I am pretty sure of that.

Mr. McKIERNAN. The real value of the stock would have been ascertained after the financing was arranged, but it never was.

The WITNESS. It is now.

Mr. BLATT. Do you have that "1 cent per share" on the record?

The REPORTER. Sure.

Mr. LENZNER. What period of time was this, do you recall, Mr. Nixon?

A. This is—I would have to look at my record. I don't recall. I am no good on dates. Boy, I just don't try.

Q. Did you contact any other individuals besides Mr. Onassis with regard to this project?

A. Mr. Onassis, OK.

Q. Besides Mr. Onassis?

A. Surely. Santa Fe International Drilling Co. Many major companies, to see if they would be interested.

Q. Did you ever discuss it with Mr. Rebozo?

A. Never.

Q. Did you ever obtain a specific investor who was a banker for the company?

A. I didn't obtain an investor. A friend of mine whom I had gone to school with all the way through school, and I think he was with U.S. National Bank at the time when it was U.S. National Bank. Now I guess they have got some other name on it, but he had called me about some other matter, I had forgotten what it was, and he was—he said, “Don, we are looking for”—this is a new area, Irvine Center there. He said, “If you ever hear of any good opportunities for new accounts, I would like to know it.”

I said, “Well, here is SRS.” And that is about the time that Onassis, I think, had made this offer. I said, “What you should do is meet these people over here. Maybe you can pick yourself up an account.”

In fact, this company—I think at the time SRS people were looking for some additional capital. I thought, well, this will be an opportunity for them to meet. So I suggested that he should meet the SRS people. He went over there and met them, and by God, ended up buying some of their stock, but I sure as hell didn't send him over there to buy any. As a matter of fact, I didn't know any stock was for sale. I don't even know what kind of stock he bought.

Q. Was there a stock power attached to the stock that you received?

A. Stock power?

Q. In other words, did you have the power to—

A. It had been signed on—what do you call it on the back, Stan?

Mr. McKIERNAN. My recollection of that is a little foggy. However, I think in the document we gave Mr. Dash there was a fairly clear explanation of each, the condition of each certificate. But my recollection is that some of them—

The WITNESS. It is in that record over there.

Mr. LENZNER. Yes.

Mr. McKIERNAN. Some of them were endorsed and some of them had stock powers, and at one time it looked like—

The WITNESS. There were four different ones.

Mr. McKIERNAN. Looked like there was an excellent possibility that Donald would be able to perform and get the stock, and I think that they were giving some considerable thought about applying to the California Corporation Commissioner's office for a consent to transfer and they were getting ready to transfer the stock. I think that was with the Onassis venture, but it fell through. But they came very close to consummating the transaction at one time, because they thought that Onassis was going to, as a matter of fact, invest in the company. He did make a bona fide offer.

The WITNESS. By the way, Mr. LaVonniss, who has more ships than Onassis, ended up owning the company now. He and Mr. John Wayne are coowners in the deal.

Mr. LENZNER. With regard to the value of the stock—which I am not sure is crucial—but I just ask you this: The document we received prepared by Mr. McKiernan notes, “On July 21, 1 cent par reflected shares were issued to the investors in the corporation, 200,000 of which were sold for \$3 a share. Subsequently the following shareholders gave

me custody of the shares indicated," and then it lists the 25,000, 25,000.

A. Yes; that is some of it the banker bought, too, I think. He must have bought some of that \$3 stock, I would imagine.

Q. Mr. Cleveland is also related to that company?

A. He was involved. He was one of the promoters there. In fact, he is the one that introduced me to Lokitus, a guy that in turn introduced us to the inventor. OK?

Q. Did you on occasion have discussions with Mr. Ehrlichman regarding your involvement in Recovery Systems, Inc.?

A. I don't recall. I don't think I did directly. I don't recall whether I ever talked to him about it or not. I might have, but I don't recall it.

Q. Do you have any recollection of discussing with Mr. Ehrlichman the issue of you and your brother Edward—plans on investing in Separation & Recovery Systems, Inc.? Did you ever have any discussion of that nature with Mr. Ehrlichman?

A. I don't recall.

Q. Did he ever indicate to you that he had the company checked out by the President's scientific adviser, Mr. Ed David?

A. I don't recall that, no.

Q. Did you ever see any report or review memorandum that had been conducted or prepared by individuals such as Mr. David on Separation & Recovery Systems, Inc.?

A. On SRS—no.

Q. Did you ever owe any money to any of the principals of Recovery Systems, Inc.?

A. No.

[Examination by Mr. Armstrong.]

Q. Mr. Nixon, if I can, I want to show you a few of the bank statements from your account at the United California Bank and point out particular deposits or checks, and see if you can recall—I realize you don't have your records with you now—see if you can recall for us the purpose or nature of any of the transactions.

The first one is September 4, 1970, account at the Whittier branch, a deposit for \$10,736.

Mr. LENZNER. What date is that?

Mr. McKIERNAN. This is September 4, 1970.

The WITNESS. I wouldn't know without checking, but it could have been—here is the thing. My expense accounts at Marriott, I had a—I am not the best one to keep records or keep up my expense accounts, and I would turn in sometimes 2 or 3 months at one time—4 months at one time. In fact, even more than that. And I have had expense accounts come in for this amount, so that might very likely—could have been that. I don't recall this figure, as to what it is, but I am sure it can be justified. I know that, because there has never been—let's see.

Mr. McKIERNAN. If that particular deposit of that particular date is of importance to you, we can check his checkbook notation.

The WITNESS. I can see what it was.

Mr. McKIERNAN. And you may call me and I will tell you what that deposit represented.

The WITNESS. In the checkbook we have it all there exactly—there might be—that one deposit might be a number of checks from Marriott.

It might have been a check. In other words, three or four checks that were put together in the one deposit, too, because my wife did that on numerous occasions.

Mr. LENZNER. Before you go on to the next one, if you cannot recall specifically these items, we have several of them, it would be extremely useful for the record if we could later get an explanation on what the basis is.

The WITNESS. Why don't you mark the ones you have a question on and then we will check them?

Mr. LENZNER. Let's go through some of these and see if there are any.

Mr. McKIERNAN. In preparing for Donald's income tax audit, all of those bank statements were noted as to their income. The originals which he has at home, so that will be relatively simple for us.

The WITNESS. That is from 1969 back.

Mr. McKIERNAN. 1969 forward.

The WITNESS. No, back. Because 1970 on I haven't been audited.

Mr. McKIERNAN. That is right. Well, in any event—

The WITNESS. But on an audit—prior to an audit, I go through those statements and mark on every one of those, on my bank statements.

Mr. LENZNER. The source.

The WITNESS. On my copy the source, exactly where they came from. This is my doublecheck; I am reporting all my income. I want to be damn sure I got it all reported.

Mr. McKIERNAN. To the extent that your question deals with 1969, it probably has been already done, and to the extent they deal beyond that we have checkbook notations, so we can give you those answers if you give us a list.

[Testimony of a personal and financial nature relative to the witness and others has been deleted.]

Mr. ARMSTRONG. Mr. Nixon, since January 1, 1969, have any individuals—has anyone other than yourself paid any portion of your legal fees?

A. They are sweating. Listen, I will tell you this—

Mr. McKIERNAN. Wait. Just answer the question. Never mind—

The WITNESS. No, no one has ever paid any portion of my—I have paid—what legal fees have been paid have been paid by me.

Mr. ARMSTRONG. OK. Thank you.

[Examination by Mr. Lenzner.]

Q. Mr. Nixon, prior to the—let me ask you this: What was the last return, tax return, that was audited by the IRS? Do you know?

A. 1969. 1969, 4 years back.

Q. 1969 going back?

A. Yes.

Q. Did you ever receive a communication from Mr. Ehrlichman or any other employee of the White House that you were going to be audited prior to the time you were audited?

A. Prior to the time?

Q. Yes, sir.

A. No. I think they—no.

Q. The answer is "No": all right, go ahead.

[Examination by Mr. ARMSTRONG.]

Q. How did you first learn you were going to be audited?

A. Well, by, you know—they let you know, you know. You know how they do it. They call you on the phone or—I think it was a telephone call. Then they sent me a little note, and I postponed it because this was coming at the time just prior to the election. And I postponed it until after the election. They didn't like it very well, but I did it because I felt that there was probably a good reason for them to be witch hunting and not—not to cover up, but we postponed it. We did it after the election.

Q. After the 1972 election?

Mr. BLATT. 1969.

The WITNESS. After the 1968 election.

Mr. BLATT. He was audited for 1969 and 4 years back, you see, so there was—

Mr. ARMSTRONG. OK.

A. And I was traveling one hell of a lot at this time. I was out of the country a great deal for the company I was with.

Q. Has the Internal Revenue Service contacted you on any other occasions?

A. No. Wait a minute. You guys—you guys questioned me about it. Who questioned me about something here?

Mr. McKIERNAN. Oh, the John Meier investigation.

The WITNESS. John Meier investigation. Who was that?

Mr. McKIERNAN. Just a representative of the Internal Revenue Service, Special Investigation.

The WITNESS. He asked me about John Meier.

Mr. BLATT. Are you interested in that or prior to the audit of his returns?

Mr. ARMSTRONG. Yes.

Q. That is the only subsequent occasion from the audit?

A. They weren't asking me about my returns. They asked me about John Meier, what I knew about him.

Q. Do you recall when you first learned that they were interested in talking to you about that?

A. I think they contacted me through you [indicating].

Mr. McKIERNAN. The Office of Special Investigation of the IRS contacted me and said they would like to have a meeting with Mr. Nixon, and I arranged such a meeting. We had the meeting. Donald gave them certain information, and that was it.

Mr. ARMSTRONG. Did you have any communication with Mr. Ehrlichman or anyone else in the White House about that interview either before or after?

A. No.

Q. And you received no advance notice that they were interested in speaking with you or might be interested in speaking with you?

A. No.

Mr. LENZNER. Go ahead. Why don't you go ahead?

Mr. ARMSTRONG. Mr. Nixon, do you recall when you first met Charles Rebozo—Bebe Rebozo?

A. God, that's been—I really don't remember. It's been many years ago.

Q. Was it prior to 1962?

A. Yes, I would say so, during the 1960 campaign.

Q. And have you ever had any business or financial transactions with Mr. Rebozo?

A. None whatsoever. At one—at one time he sent me out a brochure on Fisher's Island back in about 1963 or 1964 after my brother became an attorney in New York, and just to see it, see if I had—if I could find anyone interested in buying their damn island. Now, I had no interest. I didn't even look at it.

Q. Have you ever had any discussions with Mr. Rebozo regarding campaign financing?

A. No.

Q. Were you aware of Mr. Rebozo's role in the 1968 campaign regarding campaign financing, the fact that he was in charge of two financing committees in Florida: Florida Republicans for Nixon and Cubans for Nixon?

A. I knew that he was involved in the campaign, but specifically where and how, I don't know.

Q. But you are not aware of any specific fundraising roles that he had in the 1968 campaign?

A. I didn't know. I knew he was involved in the campaign. To what extent, I don't know. Whether it was fundraising or not, I don't know.

Q. Are you aware of any campaign responsibilities that he had after 1968, after the 1968 campaign?

A. No. I don't know what his specific responsibility was.

Q. Were you ever aware of him being involved in campaign fundraising after the 1968 campaign?

A. No.

Q. Can you characterize for us briefly, if you will, your relationship with Mr. Rebozo from January 1, 1969, to the present?

A. It's been very casual. Very seldom have I seen him. A couple of birthday parties at my brother's home, at the Western White House when he has been out here, inaugurations, I bump into him. It's very casual. I have never been close to Bebe Rebozo.

Q. Have you conferred with him about any business ventures you have been involved with?

A. The only time is when they came—when Ehrlichman and he came over from Hallamore and took a look at that, and I wasn't involved in that. I was just pointing it out to them.

Q. Has Mr. Rebozo conferred with you on any business ventures he has been involved in?

A. No, no. I wasn't invited in.

MR. LENZNER. For the record, I think that is not quite accurate, is it? He did call you at one time, as I recall, to question you about some stock that he had purchased, did he not?

THE WITNESS. About what?

MR. LENZNER. Didn't he call you at one time to question you about some stocks that he had purchased?

MR. McKIERNAN. Mr. Ehrlichman?

MR. LENZNER. Mr. Rebozo—did you say Ehrlichman?

MR. ARMSTRONG. I said Rebozo.

MR. LENZNER. Mr. Rebozo.

THE WITNESS. He called me about some man in Newport Beach, wanted to know if I could check him out or something. He did that. You have brought that to my attention.

Mr. LENZNER. That is what I am trying to do.

The WITNESS. And I don't even remember the man's name. And I called a banker and I tried to check him out, and I couldn't find anything about it. And I evidently must have called him back and reported that. He was trying to check someone out. That is all, as I recall it.

Mr. LENZNER. And that was related to the sale, as I recall, of IBM shares?

The WITNESS. Damned if I know what it was related to.

Mr. ARMSTRONG. His only conversation in that regard was, did you know the individual or could you find out any information on a specific individual?

A. Right.

Q. From January 1, 1969, to the present, have you had any conversations with Mr. Rebozo regarding your negotiations with any other individuals, any suggestions on his part that you not associate with any particular individuals?

A. Not from Rebozo, no.

Q. Can you tell us what discussions you have had with others about not associating with specific individuals?

A. Well, specifically, what is your question? Who are you referring to?

Q. Anyone other than Mr. Rebozo. You responded as if you—in your answer to the previous question as if you had had discussions with other—

A. I didn't mean to make it sound that way. So you be specific. You ask me.

Q. Well, have you had any discussions regarding who it was it was not appropriate for you to associate with, with any individual since January 1, 1969?

The WITNESS. When did the International Hotel open in Vegas?

Mr. McKIERNAN. That was 1969, wasn't it?

The WITNESS. 1969?

Mr. McKIERNAN. Right after the election, I believe.

The WITNESS. Well, I had a call while I was in Vegas. I had been invited—my wife and I had been invited to the International Hotel opening by Kirk Kirkorian, who is a friend of mine, and Gene Bowen, who is his—running the show for him over there.

And John Meier found out that we were coming, I guess through his mutual—his friend. What is his name—Gene Bowen; that we were going to be there. So John Meier told Gene Bowen that he wanted to be sitting at our table; he wanted to be with us.

I found this out, and evidently at this time, why, the White House or someone in the White House—I have forgotten who made the call—but someone called me in Las Vegas, whether it was Ehrlichman or someone. It seems to me it was Ehrlichman. And said that I should not be seen with John Meier and I should not be associated with him.

And I reacted like he was a bad guy, you know. Up to this point, keep this in mind, I am still working for a company who is still pursuing the business of Hughes Aircraft—Hughes Co., see, the food service business. That is the business we were in. And I am not about to, you know, slap John Meier down when he is No. 2 man with Hughes.

But it was arranged some way that we didn't sit at the same table anyway, so I assume someone worked it out. I guess Gene Bowen worked it out so that we didn't sit together. But that is about the only time.

And one other time when I was back at the White House, Ehrlichman made a comment—this is after—sometime after I had asked Ehrlichman about Gene—John Meier. I think I told you this the last time that you were out here. John Meier was—would give—was given a clean bill of health, you know, by Ehrlichman. Then he tells me now that he is in bad company, he's keeping bad company with this guy Hatsis and this and that, rumors like that. So real frankly, I was never—I never had any warm feeling for this guy John Meier, and I never pushed—he was pursuing us, pursuing me, my wife and I and my kid brother Edward. In fact, he was trying to move in, you know, typical, I guess, for someone that is wanting to do the job for his boss. But not one time did he get—through me, get to anyone in the White House—get to my brother.

Mr. ARMSTRONG. Other than those two occasions with Mr. Ehrlichman, did anyone else comment on your associations with Mr. Meier or with anyone else, Mr. Hatsis, or anyone else?

A. I don't recall whether there was someone else or not. There might have been someone else.

Q. Did you ever have a conversation with Mr. Kalmbach on that subject?

A. Mr. Kalmbach came to my home one time, and he thought he was—he was one of the others, yes, he was. You bring that to my mind, yes.

Kalmbach was more or less—he is a neighbor of mine, lives close by, and he was delegated to try to dissuade me from associating with John Meier. Well, I wasn't associating with John Meier. I wasn't doing any business with John Meier. All these accusations that have been read by—read into the press and everything else are a bunch of crock, said I was investing with him, and even John Meier, I understand, has even made—told a hell of a big lie that I was even on his payroll at one time. I have never had a dime from that man in my life. I have had plenty of offers.

The man wanted me to join him, wanted me to go into business with him. Stanley knows about this. We have—I discussed with—after I left Ogden Corp., I went with Marriott, and this is after he left Hughes, Mr. Meier had a group of big investors which I told you about before that they wanted to build hotels for Marriott, and I won't dwell on this, but I will say this: I got the go-ahead from Mr. Marriott to go ahead and pursue them to take a look at them. In fact, even to the point of—he was even wanting this trip arranged to go all the way to Australia to meet these—three of these key guys, \$400 million they had to invest in hotels any place in the world, South America, Canada, United States, Europe—anyplace.

And, so, Mr. Marriott, Jr., said, "Well, if he wants to pick up the tab and take you down there and you meet these people, check it out, if it is legitimate." He says, "There is only one way we do it." This is after counsel with my good attorney here. He said—

The only way we do it, these people have to be willing to give us their names, their date of birth, and who in the hell they are, so we can check them out completely. We want to make sure that we are not doing business with the Mafia.

You know, make sure they are clean people, and this is what Marriott agreed to, and of all the trips that I made with this guy John Meier, he was always dangling this stuff and always trying—this one trip with Hatsis and Meier to the Dominican Republic, on the return trip of that they were offering me, God, fabulous amounts here, \$250,000 a year just to join them and join this organization. And, you know, I just kind of passed it off, and I am still—enough said. OK?

Mr. BLATT. What is the question?

Mr. ARMSTRONG. When Mr. Kalmbach spoke with you regarding Mr. Meier, do you recall when that was?

A. No, I don't—probably two, three occasions.

Q. And do you recall where that took place? Was that always in Newport Beach?

A. In my home at one time, and real frankly after one meeting in my home, he went back and made a report to Ehrlichman and a few of these guys, and he really screwed up on it. I mean, he had some of his facts wrong about his discussion with me.

Q. Do you recall what his report was—what was incorrect about his report?

A. I don't recall.

Q. How did you become aware that these facts were incorrect?

A. Well, because some of the further discussions I had with Ehrlichman later on back in Washington.

Q. Do you recall a period that these conversations took place? Were these before or after, for instance, your trip to Switzerland?

A. I don't remember if it was before or after Switzerland. I don't recall. I don't recall the date. I will say this for John Meier, that fellow had a lot of money.

Q. Have you at any time requested assistance from Mr. Rebozo on any matter?

A. Never.

Q. And has Mr. Rebozo ever requested assistance from you in any manner?

A. Only on that one occasion when he asked me to check out someone when he made a call.

Q. Regarding the—

A. Just to check out an individual just to his credibility, I guess.

Q. Have you ever requested assistance from Mr. Kalmbach?

A. Not that I recall; no.

Mr. ARMSTRONG. Terry.

[Examination by Mr. Lenzner.]

Q. Well, on the matter that Mr. Kalmbach misstated the facts, was that related to Mr. Meier?

A. I don't recall exactly what it was, but it was that, a few other—I have forgotten which story broke, and he was popped in there to question me about it, and I don't recall even what the case was, but he screwed up on it anyhow, and from that day forward I didn't talk to Kalmbach any more, because I didn't want to be—I didn't go for being misquoted or being, you know, handled that way.

Q. Were there times when you also discussed these kinds of issues with Rose Mary Woods?

A. No; very seldom ever talked to her. Talked to Rose Mary about people calling and wanting pictures signed and things like this, you know, the normal things that—that was her position and responsibility there.

Q. Did you ever discuss the Hughes Tool Co. or any contact you have with Hughes Co. employees with Rose Mary Woods?

A. No; never.

Q. Did she ever advise you that she had learned from Mr. Rebozo that he had received a contribution of the Hughes Tool Co.?

A. No; never.

Q. Do you recall when you first learned about the transmittal of \$100,000 in cash to Mr. Rebozo as a campaign contribution?

A. When I read it in the paper. I don't remember when it was.

Q. But you learned of it from nobody prior to the time——

A. Through the press; yes.

Q. Prior to the news media reports of last week, had you been interrogated or inquired of by anybody other than counsel with regard to whether you received any funds from Mr. Rebozo?

A. From counsel? My counsel never even inquired.

Q. No; aside from counsel.

A. No. What do you mean, "aside from counsel"? "Aside from counsel," they never even inquired of me if I got any of it.

Q. So, no one ever did?

A. No one ever did. Did you ever ask me if I ever got any money?

Mr. McKIERNAN. Off the record.

[Discussion off the record.]

Mr. LENZNER. Back on the record.

[Examination by Mr. Armstrong.]

Q. At any time have you referred campaign contributors to any individuals in the campaign—potential contributors?

A. One contributor—there have been many people call me and say: "How do I contribute to the campaign?" And I said, "Well"—and my stock answer is to them "To the finance committee," unnaturally and, "Whoever your finance committee chairman is in your county, that is the way to do it, or you can do it through the national, if you want to do it that way."

On one occasion, one gentleman called me, and this was a personal contribution, and I suggested that—I have forgotten whether I told him to call Herb Kalmbach or maybe I told Herb Kalmbach to call him, and I think he had a \$9,000 contribution. That is it.

Q. Do you recall the name of the individual that you referred?

A. Pardon?

Q. Do you recall the name of the individual that you referred to Kalmbach?

A. Yes, this was—Bill Tincher, president of Purex Corp.

Q. Do you recall referring anyone else to Mr. Kalmbach?

A. No.

Q. Have you ever made any referrals to any individual other than Mr. Kalmbach?

A. Well, back in—what date are we talking about?

Mr. BLATT. 1969 forward.

Mr. ARMSTRONG. Well, actually the questions were posed on campaign contributions, but I was referring to——

A. That is 1968 you are talking about.

Q. Did you make any referrals in that 1968 campaign to Mr. Kalmbach?

A. Not to Mr. Kalmbach; no.

Q. To anyone else?

A. I didn't make any referrals to anyone except that I had a call from an attorney of Vesco that called me—I think you know this case—Vesco called me—not Vesco but Howard Cerny called me and said that Mr. Vesco wants to make—this is the second time. I met Vesco once before this—OK. And Howard Cerny calls me and says: "Mr. Vesco wants to contribute \$25,000 to Nixon's campaign," and he says, "He wants to make it personally." I said: "That isn't done. My brother never accepts personal contributions and doesn't even want to know who it comes from. That is policy and always has been his policy." And I said, "The only way to do it is through the finance chairman or the finance committee." He said, "He wants to meet some of those people over there." And I said, "Well, I will refer him to my kid brother," who was working in New York at the time. I guess he was answering letters, these special letters for my brother in New York on Park Avenue there right across the street from the finance headquarters.

So, it so happened that I happened to be in New York at a particular time here, and Vesco—this guy finds me——

Mr. LENZNER. Can you excuse me one second?

[Brief interruption.]

Mr. LENZNER. I am just suggesting that we don't need this and we are not going to pursue this. Let's get on to something else.

The WITNESS. Yes, this is 1968 campaign and has no bearing.

Mr. LENZNER. It was the 1972 campaign, wasn't it?

Mr. BLATT. No; 1968.

Mr. ARMSTRONG. We are not talking about what they are investigating there.

The WITNESS. Vesco made a \$25,000 contribution in 1968.

Mr. McKIERNAN. In the 1972 campaign he made \$250,000.

The WITNESS. I didn't know a damn thing.

Mr. LENZNER. Mr. Nixon, go ahead and finish the story. I thought it was the 1972 campaign. Go ahead and finish the story.

The WITNESS. On the 1968 campaign?

Mr. LENZNER. Yes; go ahead and finish it.

The WITNESS. Well, Vesco—Sonny showed up at—I forgot even the name of the headquarters where my brother was working, my kid brother Edward, and with Mr. Vesco, and I happened to be there with Ed visiting, and so I said: "He would like to go over and meet the people at the finance committee—himself personally." So, he said, "OK, let's walk across the street."

We took him across the street; took him up there and turned him over to these boys. I walked out, I did not see any transfer of money or anything else. I didn't see the—but I understand it was a \$25,000 contribution. How it was made, I have no idea.

Mr. ARMSTRONG. And from whom did you understand that?

A. Well, from, I guess it was Howard Cerny said this and Vesco said this. I don't think my kid brother even was there, but the people that were—whoever it was, it wasn't Maury Stans, he wasn't there. It was someone else, one of the guys that had been there, accepted the money.

Q. Do you recall any of the people that were there on behalf of the finance committee?

A. No—wouldn't recall; 1968, hell, I wouldn't remember that.

Q. Have you ever referred any contributors or potential contributors to Mr. Rebozo?

A. No.

[Examination by Mr. Lenzner.]

Q. Two questions. One is, Mr. Nixon, were you aware whether San-Bar had indicated a \$150,000 certificates of deposit as support for your loan at the United California Bank, Anaheim office?

A. I was not aware and that was not the truth because the—my account was transferred from the Whittier account to the Anaheim branch as it stood. There was no need for that, so whoever made a statement like that is crazier than hell.

Q. Let me have this marked as exhibit 6.

[The document referred to was marked F. Donald Nixon exhibit No. 6 and may be found in the files of the committee.]

A. If someone was guaranteeing my account there, that is another story and I wouldn't know it.

Q. Would you and your counsel look at exhibit 6, and I refer you specifically to the item "Average Affiliated Account Balance" under the heading "Savings." Do you see where that notation is—indicates "\$150,000 CD's for San-Bar"?

Mr. BLATT. Where is that?

Mr. ARMSTRONG. Toward the bottom two-thirds down the page in the center.

Mr. LENZNER. Right there.

Mr. McKIERNAN. Where?

Mr. BLATT. Here.

Mr. LENZNER. My question really is: Can you explain what that means—what the significance of it is?

A. I have no idea; I never discussed it—never asked for any support; never asked San-Bar for anything.

Q. And you don't know whether they put up any certificates of deposit to back your loan?

A. No. I would wager you whatever you want to name that they didn't.

Mr. BLATT. How much was the loan, \$23,000?

The WITNESS. How much did I transfer in there? I have forgotten what I owed the bank.

Mr. LENZNER. I think it indicates——

Mr. BLATT. It really doesn't make any sense.

The WITNESS. I do know that San-Bar had a lot of CD's sitting up there in the bank. I did know that, and I was going to move my bank account from Whittier. Whittier is clear out of my path from Los Angeles to Newport, and the Anaheim is 5 minutes off the freeway.

Mr. LENZNER. You didn't have access to any of those CD's yourself, though, through the bank?

A. No, I have never seen them. I've never seen one in my life.

Mr. McKIERNAN. You are referring to this column where it says, "Average Affiliate Account Balance"?

Mr. LENZNER. Right.

Mr. BLATT. What is an affiliate account? What is the difference if you don't know, you don't know.

Mr. McKIERNAN. That is right.

Mr. LENZNER. The answer is, you don't know what the significance of this is?

A. I have no idea what the hell this is about.

Q. Now, the other thing is, did you ever—

A. What is that? I didn't finish my signature.

Mr. McKIERNAN. Just a moment. Mr. Lenzner, is this the document that says "Approved lines of credit, \$5,000"? This says, "Approved lines re balance plus." That is \$5,000?

Mr. ARMSTRONG. What is your question, balance and plus, apparently—

The WITNESS. Balance plus account, that is when you—when you have a balance-plus account—I have got a \$10,000 balance-plus account down there now.

Mr. McKIERNAN. So, what you are saying is that this document seems to indicate a loan of \$19,000 and a no-bounce account or whatever you want to call it of \$5,000 for a total of \$24,000, and your question is: Is the \$150,000 being used to secure the \$24,000 loan?

Mr. LENZNER. My question is what the relationship of \$150,000 of San-Bar CD's and Mr. Nixon's loan is.

A. Yes, and by the way—I recall now the purpose of this loan at this particular time is, as I recall it—I could be wrong here, but—I needed to borrow money for a period of time here while this transaction between my son-in-law and—sold his house and bought my home, and that was what—that was the purpose of this loan.

Mr. McKIERNAN. In the documents that were sent to you by the bank in response to your subpoena, do you have any documents concerning this particular loan of \$19,000?

Mr. LENZNER. We have other documents concerning it.

Mr. McKIERNAN. Well, is there any reference in the \$19,000 loan documents to this \$150,000 San-Bar CD?

Mr. LENZNER. No. The only thing I can help you out in, Mr. McKiernan, is the only similar information in a similar page to that one there is a list of CD numbers with amounts next to them. I don't find that information any more helpful than the information we have already given you, but I will be glad to let you look at it if you would like to look at it.

Mr. McKIERNAN. No. But you do not have any documents—

Mr. LENZNER. No.

Mr. McKIERNAN. You don't have any documents having to do with the \$19,000 loan which make reference to the \$150,000 CD?

Mr. LENZNER. No, except it is repeated on some of the other documents, reference to it is repeated in some of the other documents.

Now, do you have a recollection of stating, with regard to this loan with the bank, that you were experiencing a lot of personal expense

in your personal involvement with your brother's inauguration and as a result could not repay this particular loan?

A. Which particular loan?

Q. The loan that is reflected—

A. This \$23,000?

Q. Yes.

A. I don't recall any statements like this. If I made any statements concerning an inability to pay a loan, it wouldn't be for that—a loan, I can assure you that. Because I sure as hell—I would—it would be impossible for me to spend that kind of money back there. Do you think a bank would buy that kind of a story? Jesus Christ.

Q. I won't comment on whether they would buy it or not, but do you have a recollection of giving that as a reason for why you couldn't pay back the loan?

A. No, I paid the loan back. This loan was paid as—as this money came in, and I have forgotten—I can't recall what this specific loan was about, but I think it was concerning the sale, if I recall it. I could be wrong about it, but it must have been for—between the loan that I made to my son-in-law when he bought—took over my home, because he hadn't sold his home.

In other words, it was a period of time that he hadn't sold his home, the one he was living in, and he wanted to sell that home till he got it out of escrow so he could buy my home. In the meantime I was buying my home and needed the money from the escrow.

Q. Do you know where you got the funds to repay that particular loan, the \$23,000?

A. All I know is wherever I got the funds, they were legitimate funds, OK? And it was my money that I earned and it came to me from my income and from no other source. I didn't borrow it from any individuals. OK?

Q. So you are saying it came from your income then?

A. It came from my income or from some source of maybe a sale of some stock or something. I don't know. I have no idea. At this moment I can't recall where the hell it came from.

Mr. McKIERNAN. If it is really vitally important, we would be happy to trace the sums—and also concerning the other information you have already asked concerning Mr. Nixon's transactions.

Mr. LENZNER. Yes; I would appreciate that.

[Discussion off the record.]

[Examination by Mr. Armstrong.]

Q. I believe on the occasion of our prior interview with you, Mr. Nixon, on November 17, 1973, you discussed with our staff a trip you had taken to Geneva, Switzerland, with Mr. Meier and Mr. Hatsis. During the course of that trip were you aware of Mr. Meier and Mr. Hatsis having in their possession a large quantity of cash?

A. When you say "a large quantity of cash," I don't know, but what I saw visibly to me was a large quantity of cash. There were \$100 bills, and there was a stack, however much that is [indicating].

Q. About an inch and a half?

A. About an inch and a half of \$100 bills. And it never seemed to go any lower than that all the time they were over there. That is all I can say. I didn't look in their briefcases or their suitcases.

Q. I believe on the occasion of the last interview, you stated that at one point you saw Meier and Hatsis with two bags which opened to show they contained money. Do you recall—

A. No; I never said that. I never said that.

Q. Do you recall them opening bank accounts during the period of time that you were all in Switzerland? Were you aware of them visiting banks or—

A. I was not—I didn't accompany Mr. Meier—Mr. Meier spent most of his time, a great deal of his time, in fact, away from us, from Mr. Hatsis and myself. Mr. Hatsis was there. In fact, I spent more time myself relaxing by myself, and these guys were on the go. They had some business to take care of.

I was supposed to have met a couple of gentlemen there who had a lot of money to invest in hotels. But I never met anyone. And I then even flew to Paris one night—I think I told you this—to catch up with a fellow up there to meet, and we never met him.

Q. So you were unaware of any banking transactions that Mr. Meier or Mr. Hatsis might have had made while they were in Switzerland?

A. I didn't—I have no knowledge of any—oh, yes, I mentioned to you that Meier made a trip directly to Zurich from Paris.

Hatsis and I went back to Geneva, and we immediately—and then—this is over a weekend, I believe it was. And then Meier joined us back the first part of the week in Geneva and we then returned back to the States. But he did go to Zurich from Paris.

Q. Did you—

A. There were people—I will say this: There were people that met, and I don't mind saying this. There were a couple of gentlemen, one or two, at least one, and I think there were two, a driver and another man, who met us in Geneva when we arrived. And they took care of all the luggage. I mean, they seemed to—Mr. Meier had everything all greased. They handled everything; they took everything to the hotel. Maybe all the luggage went to the hotel, maybe some of it went someplace else. I don't know. I am not making any accusations, but I have my wonders.

Mr. LENZNER. OK. Are we finished with that?

Mr. ARMSTRONG. Have you subsequently learned of any banking transactions which Mr. Meier had in Switzerland with the Swiss Bank Corp., or any other banking organization?

A. He seemed to indicate that he had—he did indicate that he had meetings with some bankers. He did say this.

Q. During the trip?

A. In the trip to Switzerland.

Q. But he did not indicate the nature of the meetings or the bank meetings?

A. He didn't say the nature or who they were with or anything else. I was supposed to have met some of these many people, but I never met them.

[Examination by Mr. Lenzner.]

Q. Now, subsequent to the breaking of the news of allegations relating to Kalmbach's testimony, aside from counsel, did you discuss that issue—that is, Mr. Kalmbach's alleged statements to the Watergate committee—with any other individuals?

A. Let's see. Stanley, where were you?

Mr. McKIERNAN. I was home. I don't remember if you called me or not, but of course, he is asking you for conversations aside. I asked you to try and reach Mr. Kalmbach.

The WITNESS. Well, what I did—no, wait a minute. I remember now. You were on your way back from Japan.

Mr. McKIERNAN. Off the record a minute.

Mr. ARMSTRONG. OK.

[Discussion off the record.]

Mr. LENZNER. Let's go back on the record.

Q. The first question is—

A. Ask your question.

Mr. BLATT. One minute.

Mr. LENZNER. The first question is: Mr. Nixon, when did you first learn of the story relating to Mr. Kalmbach's alleged statements to the Watergate committee?

A. Saturday morning—the Saturday morning Los Angeles Times article.

Q. And prior to the time that you saw that article you had not heard telephonically or otherwise from any individual that that story was coming out?

A. That's correct.

Q. All right, sir. And as I understand it, you contacted your counsel, Mr. McKiernan, after you read the story; is that correct?

A. Yes; I called him.

Q. Now, did you try to contact Mr. Kalmbach prior to the time that you called Mr. McKiernan?

A. No. I called Kalmbach directly thereafter.

Q. After you talked to Mr. McKiernan?

A. Right.

Q. And were you calling of your own—was that your own idea to call Mr. Kalmbach, or was that a suggestion of Mr. McKiernan?

A. I think we both concurred in that.

Mr. McKIERNAN. We discussed it. I thought it was my recommendation, but it doesn't really matter.

The WITNESS. We both concurred.

Mr. LENZNER. And you concurred in the idea that you would contact Mr. Kalmbach for what purpose?

A. To see if he had any explanation of this, because I knew that it wasn't true and I said—I wanted to know where in the hell—where this cock-and-bull story came from.

Q. And you thereafter tried to contact Mr. Kalmbach telephonically?

A. Right. There was no answer.

Q. What other effort did you make to contact him?

A. Mr. Kalmbach lives only—just up the hill from me, just around the block; in other words, about less than one block from me, and I drove up and had a—I had prewritten a note figuring that maybe he wasn't home.

I had prewritten a note on a little card, little five-by-six, and said that "Herb, I would appreciate a call as soon as possible regarding this morning's article in the press." And I gave him my new phone number because I didn't think he had my new phone number.

I put it on there for him. There was a newspaper—the Times had already been picked up when I got there, but there was also a throw-away—not a throw-away, but it is a little local Irvine paper that it is in a case, comes this way. So I stuck this inside that case, and I put it in—their steel door is locked from the outside. They didn't answer the door. I tried to ring the bell, they wouldn't answer. So I stuck this so it could be seen from the door of their house. And then I drove on home.

About—I gave it 20 minutes. I came back around and the newspaper was gone, so I knew that someone had gotten the message. So I again tried to call him. There was still no answer.

So the—I think at this time, Stanley, I called you a second time, did I not?

Mr. McKIERNAN. It seems to me we spoke back and forth a couple of times.

The WITNESS. Right. I called you a second time. I told you what I had done. I said I was going to go up again and on a personal card put it in the mailbox. This is now about 11 o'clock. Mail comes about 11:30.

OK. The same mailman on Saturday. So about 11 o'clock I went up there. So I took my personal card, again crossed off the old numbers and put my new phone number on it, and wrote a little note on the card, the back of the card, said "Herb, very important that you call me as soon as possible." I stuck it under the mailbox, under the lid of the mailbox so that they would—the mailman hadn't come yet, because I did open it, illegally, and opened it and looked in there.

Q. Go ahead, Mr. Nixon.

A. But I put it in under the edge of the mailbox so they would be sure to see my card.

Q. Were you alone at this time?

A. I was alone. All right? The next time I went back and didn't hear anything for—what I did again then, I waited until our mailman came by, and then I drove by to see if they had gotten their mail, and my card was gone, so I knew they had gotten the second card, someone had.

So I called up again on the telephone, still no answer. So for the third time I then, now, had talked to Stan, I think the third time. I knew when Stan was coming, and that we were planning to—in fact, I had already contacted a certain reporter, and then we were going to make a statement—to the press.

So this time I wrote on the card, I said, "Herb, I am making a statement to the press at 3 o'clock. I would suggest that you call me before that time."

So I got back, and about 10 minutes later, why, his wife called up on the phone, Barbara. And Barbara—my wife answered the phone, and Barbara said that she is calling for Herb, that she just wanted me to know—us to know that Herb had been—his attorney had advised him not to talk or take any calls or to talk to anyone, but he said that possibly she could be of help in conveying something between the two of us, but that he would not talk to me directly.

And so my wife said, "Well, Barbara, why don't you talk to Don?" And Barbara says, "No. Oh, no," she says, "I am afraid of him."

Barbara is a lovely girl and she couldn't be afraid of me because I have never threatened the girl in my life. The last time we had seen each other we were friendly. OK. I think under the circumstances she thought maybe I was riled or something because of all these cards.

At any rate, finally, then she hung up, and she called back then in about 10 minutes and I picked up the phone and I talked to her, to Barbara, and was talking to her. And she again repeated what Herb had told her, that the attorney had advised him not to talk.

And I said, "Well, let Herb know that we were putting out a statement to the press," and I said, "We are putting it out just exactly the way it is, the way I know it." I said, "I am denying all this," and I said, "The chips are going to have to fall where they are going to fall." I said, "I don't know who—somebody is lying someplace, somebody along the line." And about this time my other damn telephone rings here, the one that is on the box, and it was squawking here, and I said, "Barbara, would you mind holding just for a minute, let me put you on hold and I will be right back to you," because my wife won't answer that box phone. And I felt, well, it might be someone trying to get in here, so I put her on hold, took the other call, and I forgot who it was, but it was an important call. And by the time I came back, then I saw Barbara hung up on me and I couldn't get back to her. I tried calling again and she wouldn't answer.

Q. Before she hung up did she furnish you with any information regarding Mr. Kalmbach's alleged statement?

A. None whatsoever.

Q. Now, the call that intervened, was that a call regarding the statement?

A. Pardon me?

Q. Was that call that intervened when you had to put Mrs. Kalmbach on hold, was that a call—

A. This was a call that was—the conference call that was coming in from the city editor of New York—of the Los Angeles Times, and the man who was going to write the article. It was pretty important that I talk to him and coordinate the call, because Stan had not arrived yet, and I said, "He will be arriving any moment and you call back in 20 minutes, I am sure he will be here," because you had called about a half hour before.

Q. Prior to the time that you made your statement to the press, did you have any contact with any employees of the White House?

A. No.

Q. When was the first time you had contact with the White House after you read the story in the newspapers?

A. Wait a minute. Did I talk to Buzhardt or not? I don't think I did.

Mr. MCKIERNAN. I did.

Mr. LENZNER. Do you have any recollection of discussing this story of Mr. Kalmbach's alleged statement with Mr. Fred Buzhardt of the White House?

The WITNESS. I think, Stan, you did all the talking, I guess.

Mr. MCKIERNAN. Yes, just me.

The WITNESS. Stan had already talked to him and conveyed to him whatever they conveyed. I don't know what they conveyed.

Mr. LENZNER. Well, I mean, after that Saturday did there come a time when you talked with Mr. Buzhardt?

A. No, I don't think so. I don't recall.

Q. Do you have any—I am sorry; go ahead.

A. No, I don't recall. I don't recall talking to him after that at all. In fact, I haven't talked to him since then.

Q. Well, what about General Haig or Mr. Gorman?

A. I haven't talked to either one of them.

Q. So you have talked to nobody at the White House at all?

A. No.

Q. With regard to the subject of Mr. Kalmbach's alleged statements?

A. I had some very strong feelings about calling some people, but I didn't. I decided to—like I have been doing, I have been waiting it out and taking it on the chin, you know, letting you guys cut me up.

Q. Well, did you ever indicate to any individuals at the White House that you were planning on holding a series of press conferences to answer these charges?

A. I think Stan covered that for—right in—we made that decision when he came to our home after we did this. I think we told the Los Angeles Times—my friend, who is a writer for the Times and the editor, that there would be a series of articles that we would be putting out as we saw fit.

I told this man many—2, 3 years ago when this—whenever this crap started coming my way, I said that he is wanting me to give a story to him, he wanted to write a story, you know, and give a clean slate. I said, "Well, there will be a day, and when it is, I will call you," because this man is honest and I know he will do it.

He said he would promise me to print it the way we gave it to him. That is exactly what they did. We insisted that they read back the copy that we gave them, and they did that, and it was printed exactly the way we gave it. And I think we told them at that time, Stan, that there might be some following articles, right?

Q. Have you had any discussions with the President with regard to the alleged statements?

A. I haven't talked to the President, not since he was out here the last trip.

Q. Now, turning to the last time you did speak with the President, how was that meeting arranged between yourself and Mr. McKiernan and your brother Edward Nixon with the President?

A. I asked for the meeting.

Q. And what was the purpose of the meeting? Why did you ask for the meeting?

A. I think this is of a personal nature—a family nature. Matter that pertained to personal matters.

Q. Did you intend to discuss with the President the scene at the Watergate committee investigation into the \$100,000 that was delivered to Mr. Rebozo?

A. No. No discussion whatsoever, even of the Watergate. This was concerning—my younger brother, for instance, Edward, real frankly this boy needs a job. I mean, he hasn't got any work.

Mr. BLATT. Donald.

The WITNESS. Wait a minute.

Mr. BLATT. Wait a minute. We want to have a conference off the record.

Mr. LENZNER. Let the record reflect that counsel—do you want the witness with you?

Mr. MCKIERNAN. Yes.

Mr. LENZNER. Counsel and the witness will have a consultation.

Mr. MCKIERNAN. Wait before we have the conference.

We wanted to state that, at the meeting that we were discussing at the White House, in attendance was myself, Stanley McKiernan, and Edward Nixon, and Donald Nixon. I was in a meeting with the President for a little over 2 hours. The brothers were there for a little over an hour. All right.

[Off the record.]

Mr. LENZNER. At this point counsel and the witness are leaving the room to consult.

[Brief interruption.]

Mr. MCKIERNAN. Do you want to repeat the question?

Mr. LENZNER. I think the question was: What was the intent and purpose of the meeting with the President in San Clemente?

The WITNESS. Well, this is a family meeting of my brother Edward. I had been concerned about my brother Edward. I know that the President had been concerned about him.

Real frankly, I was a little concerned about myself. I had already—I had a Carnation account that had been severed, which was considerable income that I had for 15 years. I was about—I am taking—I already had the decision of this early retirement coming from Marriott, which is another considerable cut in my living, and what we wanted to have is a talk with my brother with the—only in the fact of brother to brother, and we kept it at arm's length. Under this—that all the time that my brother has been President, never have either Ed or myself burdened him with any personal problems unless it concerned some of his own family; I mean, like Pat's own family or something like that.

First of all, things I like to be helpful with. OK? Things like this, this is normal. We should do this. He can't watch all this. The main thing was that what I wanted to do was to not clear with him because it isn't Dick's prerogative to say what we can or can't do and we are not going to ask him that, but I just wanted to let him know that I would be going out on my own and looking for consulting fees working with different companies, which I had done in the past, had been very successful when he wasn't even in politics. OK? And whatever we did, we assured him that anything we did do would not be in conflict with his Office or with the Government.

Maybe we will sell product, to other foreign countries; that is what we had hoped to do possibly, get in the export-import business, possibly. We are just exploring right now, real frankly; that is what we are doing. We don't know yet what we are going to do. We have to go someplace, because we still have to put some bread on the table. But that is basically about as far as we were concerned, and real frankly Dick was concerned about what effect all this Watergate and everything else—he did say this much; that he knew it was having an effect on our families and the fact that we were taking it on the chin, so to

speaking, as far as some of this press, adverse press—I will say I got some much stronger words, but I won't use them, for the press—in the way they are reporting some of these matters and how it—the picture they have been painting of me and effect it has had on my own family, my own children, my own—my wife, my relatives, wife's relatives and others.

We weren't in there bitching at Dick. I want you to understand that. But we wanted him to understand that we were now going to have to make moves in another direction, and we were just only advising him along that line. He says, "Go any direction you want to."

I even kiddingly made a remark to him. I said, "Well, you might be reading in the paper here where I made a big sale to some Government agency here." And he said, "Fine. If you are the low bidder, I don't see a goddamn thing wrong with it."

Q. Now, was there any intent on your part to discuss—

The WITNESS. Remember that?

Mr. McKIERNAN. Yes.

Mr. LENZNER [continuing]. To discuss with the President the matters related to either the Senate Watergate Committee investigation or the Vesco problems in New York?

A. No; he didn't discuss—we didn't go into detail at all about the Watergate matters, whether his, you know—in that area. I know that Stan was—McKiernan was representing Ed and myself, and I am sure that Stan and my brother had some discussions along those lines possibly. I don't know what the hell they talked about. These damned attorneys don't tell you everything.

Q. Well, did you ask Mr. McKiernan to accompany you on the trip?

A. Yes; I did.

Q. What was the purpose of having Mr. McKiernan?

A. I wanted him to advise Dick that he was going to be representing him—representing us in this *Vesco* case that I had been called back to, and for that matter I think—had we already had a meeting with these fellows by then?

Mr. McKIERNAN. Several.

The WITNESS. I think we already had your meeting out here and we discussed that a bit. I told them we just told our story, I haven't got anything to hide, and I sleep at night, sleep pretty well except when I—Stanley overworks me, keeps me here at his office too late.

Q. Well, was there any discussion with regard to the subjects that we did interview you on in November of 1973 relating to Mr. Meier or the electronic surveillance or—

A. No, no.

Q. Now, have you had discussions with the President or any representative of the President subsequent to the interview in November of 1973 where you discussed with individuals the subject matter that you were interviewed on by us?

A. You say have I had any discussion with the President?

Q. Or any representative of the President subsequent to the interrogation in November of 1973 by the Watergate Committee.

A. Stan, you will have to remind me of this. I don't think so. I can't recall.

Mr. McKiernan. Not in my presence, you didn't. I don't know if you did without me.

The WITNESS. I can't recall.

Mr. LENZNER. And you are saying that in December or early January, whenever it was when you met with the President in San Clemente with Edward, your brother, and Mr. McKiernan, that any issues that came up in the interrogation in November were not discussed with the President while you were present?

A. No; I don't think we discussed anything.

[Examination by Mr. Armstrong.]

Q. Let me make sure I understand. There was a period of time during the meeting when you were not present when you understood Mr. McKiernan was present with the President?

A. Oh, yes. He was there for some time.

Q. Can you tell us, was that before or after the meeting at which you were all present?

A. That was after—the three of us met first, and then Stanley McKiernan ended up the meeting with the President.

Q. Mr. McKiernan, Mr. Edward Nixon, and yourself met first with the President, and subsequently you and Edward Nixon departed the room and Mr. McKiernan stayed with the President?

A. Right.

Mr. ARMSTRONG. OK.

[Examination by Mr. Lenzner.]

Q. How long were you in the room?

A. Oh, an hour—a little over an hour, hour or something. I don't know what it was, hour and a half, probably.

Q. After you left the room did you go to meet with or discuss these subjects with anybody else?

A. No. There was no one in the White House wing out there. Dick was there alone. In fact, we went over and visited with Manuel, Dick's valet, and talked to one of the Secret Service fellows there, sat down, had a cup of coffee. The TV was going. I think we were watching—I forget what it was, a game or something.

Q. Did you see Mr. Rebozo or Mr. Kalmbach that day?

A. No; they were not there. No one was there.

Q. Did you become aware after that meeting that Mr. McKiernan was requested to prepare a memorandum for the President concerning some of the matters that he had discussed with the President?

A. I think Mr. McKiernan indicated that lawyer-to-lawyer he wanted a report covering all this business here. Isn't that right, Stan?

Mr. McKiernan. Yes.

Mr. LENZNER. When you say "all this business here," do you mean—

A. Well, the business concerning what we had been through, the *Vesco* case and whatever he is representing us on. That was basically the reason I had him come along, because he was an attorney and I just wanted to be sure that we were doing the proper thing here in regard to the President.

Q. And did you have an opportunity to review that memorandum before it was transmitted to your brother?

A. No; he hasn't shown that to me. Why don't you show that to me?

Q. You have never seen the memorandum, though?

A. No. I am going to request it right now.

Mr. BLATT. You have to request it from Richard.

Mr. McKIERNAN. It is unfortunate, but at this time your brother has the only copy.

The WITNESS. No; you as an attorney told me that an attorney never, never puts out anything but what he keeps a copy.

Mr. LENZNER. Exactly.

Mr. ARMSTRONG. Thank you, Mr. Nixon.

Mr. McKIERNAN. There are, however, rare exceptions. This is one of them. I point out that very few people have an opportunity to discuss matters with the President and give him a report. That is not the normal course of the practice of law.

The WITNESS. But there was no report—no copy of this one made?

Mr. McKIERNAN. Well, there was a rough copy originally, but destroyed, obviously, particularly the portion of your health. You were the one talking about the fact of your bad health disclosed to everyone in the world.

The WITNESS. After all, I still want to get some employment. I don't want anyone to think I am going to kick the bucket tomorrow.

Mr. LENZNER. Now, did you have an opportunity to review with Mr. McKiernan any of the matters that Mr. McKiernan was going to include in the memorandum before it was transmitted to your brother, the President?

A. I think we reviewed in the back—driving back in the car to some extent. We pretty well knew what he was going to be putting in his paper. He writes pretty well.

Q. Do you know of your own knowledge how the issues that were discussed in the meetings with you in November of 1973 were recollected to prepare for the memorandum? In other words, were there notes available or some other way of reviewing what issues in fact were raised in November of 1973 so they could be included in the memorandum?

A. Well, I think Ed and myself, we all had a few notes we had made ourselves, on the way driving down to the White House.

Mr. McKIERNAN. You mean before or after the meeting?

The WITNESS. This is before the meeting.

Mr. LENZNER. Yes, sir, before.

A. Before, but they were all destroyed. I mean I don't have any of them now.

Q. Well, let me ask you this, Mr. Nixon: Was there any discussion between Mr. McKiernan, yourself, and your brother, with the President while you were together that concerned the Senate Watergate Committee's investigation in any way?

A. No; not the investigation itself. We didn't—that wasn't brought up at all.

Q. And then I take it what you are saying is there came a time when you and your brother left the room. At whose request was that?

A. My brother indicated that he would like to have—in fact I had already indicated this to my brother, that I wanted Stanley to give him the story without us there.

Mr. ARMSTRONG. In that case by your brother, you mean your brother Richard Nixon, the President?

The WITNESS. The President, because this way—this way it's arm's length. My brother—as brothers we are—when my brother became President, Ed and I both have kept it this way—arm's length. There is no way that we have interfered in any way with his responsibilities, and he has got a hell of a responsibility and enough to think about besides family.

But in this particular case it was a time that—there is always a time when you do still have to sit down and discuss some of these matters.

Mr. LENZNER. So there came a time then during the meeting when the President asked to speak to Mr. McKiernan alone?

A. That is when we decided; yes.

Q. Approximately how long was it after you left that Mr. McKiernan was with the President?

A. I think he was there 1½ hours or so.

Q. Did Mr. McKiernan report to you what issues and areas he discussed with the President after he came out of the meeting?

A. No. He's a pretty tight-lipped attorney here. He said he thought he covered all the points that we discussed.

Q. Excuse me. I don't understand that. He covered all the points that you discussed?

A. Well, he covered many of the points that Ed and I both had discussed with him prior to that that we wanted discussed.

Mr. McKIERNAN. That had to do with his treatment by the—

Mr. LENZNER. I mean other than the personal problems, did you discuss with Mr. McKiernan any issues relating to the Senate Watergate Committee investigation?

A. No. This was not the purpose of our visit. OK?

Q. Yes, sir.

A. Do you want that clarified?

Q. Yes, sir.

A. The purpose of our visit to the White House to visit my brother was not to discuss the Watergate hearings or anything to do with them. OK?

Q. Now, so far as you were concerned, when you left San Clemente on that occasion, you were not aware as to whether your brother discussed with Mr. McKiernan at any time that day any issues pertaining to the Senate Watergate Committee's investigation?

A. I don't know what he discussed. How could I know if I was not there?

Q. But what I am saying is he did not advise you after he left the President's office after 1½ hours, of what specific issues he may have discussed?

A. No, he never advised of what he discussed.

Q. Was there any discussion while you were present as to whether you or Edward Nixon, your brother, might have to appear in public hearings before the Senate Watergate Committee?

A. It was not brought up.

Q. It was not raised?

A. It was not brought up, no.

Q. Have you on occasion discussed the question of your possible appearance in public hearings with the President or General Haig, Mr. Garment or Mr. Buzhardt or other individuals at the White House, whether you might have to appear at public hearings?

A. It wouldn't bother me.

Q. Well, the answer is yes or no.

A. No; it has never been discussed.

[Examination by Mr. Armstrong.]

Q. Between the time when you were interviewed by the staff on November 16, and 17, 1973, and the time of this meeting at San Clemente which I believe you place in late December, early January—do you know the date of that meeting, by the way, in December or January?

A. I think January sometime. I don't know what—do you remember?

Mr. MCKIERNAN. It was late December or early January. I couldn't exactly place it. It was right at the turn of the year.

The WITNESS. It was when he was here. That is all I can remember.

Mr. MCKIERNAN. Within a few days of the end of the year or of the first of the year.

The WITNESS. He came out here—

Mr. MCKIERNAN. Within a week.

The WITNESS. He came out here the day after Christmas and he was here about a week or 10 days, so it would be—it probably had to be about the first part of January.

Mr. MCKIERNAN. It was on a weekend.

Mr. LENZNER. It was on a weekend?

Mr. MCKIERNAN. Yes. It was a Saturday or Sunday.

Mr. BLATT. I think it was a Saturday. It was raining.

The WITNESS. He was in Washington on Christmas Day and he had to stop on the way out, I think, for some kind of a deal or something.

Mr. ARMSTRONG. And you don't recall if it was before or after, then, New Year's?

Mr. BLATT. I will tell you what my recollection is, if it may help you. Do you have a calendar?

Mr. ARMSTRONG. Yes.

Mr. BLATT. Let me see the calendar.

My recollection would be that it would be the 4th, because I came back—I was away skiing Christmas. I came back—my recollection is I came back on the 28th, and I think he did not see him that weekend. He saw him the following weekend. Now, it would be either the 4th or the 11th, because I had—I remember thinking at the time that he was going to go back East.

Mr. MCKIERNAN. It had to be the 4th, Meyer, because it was very close to New Year's. I remember that. I remember it was ahead or behind.

Mr. BLATT. It would be the 4th or the 11th.

The WITNESS. The 4th or 11th. Pretty close.

Mr. MCKIERNAN. If it was after the first of the year, it was the 4th. I know it wasn't the 11th.

Mr. LENZNER. It was on a Saturday, though?

Mr. MCKIERNAN. Yes.

Mr. BLATT. Saturday, and it was raining.

Mr. ARMSTRONG. Between November 17 and January 4 or about that time, did you have any contact, any discussion with anyone other than counsel regarding your contact with the Senate Watergate Committee?

A. With your committee?

Q. Did you have any discussions with anyone other than counsel about the fact that you had talked with the Watergate Committee or the substance of what you had told them?

A. Not with the substance. I mean after all, people knew that I had had a meeting with you, but I didn't discuss what questions were asked of me.

Q. With any representative of the White House or—

A. No, no.

Mr. LENZNER. You said people knew that we met. Who indicated that to you?

The WITNESS. Well, I mean my wife knew I was coming over here.

Mr. LENZNER. I don't mean your wife or personal family.

The WITNESS. Personal family.

Mr. LENZNER. Any advisers of the White House.

The WITNESS. No advisers. No one in the White House. Is that right?

Mr. McKIERNAN. That is correct. We didn't have anybody.

The WITNESS. I never mentioned it to anybody. I don't recall.

Mr. ARMSTRONG. When did you first discuss with the President the fact that you wanted to meet with—that you and Edward wanted to meet with him and you wanted to bring Mr. McKiernan along?

A. I think that was—might have been even prior to his coming out. I am not sure.

Q. At that time did you discuss the fact that you had had a meeting with the Watergate Committee?

A. I wouldn't have on the—because I didn't talk to him on the telephone, so it wouldn't have been. I made the arrangement with someone else. Someone else made the appointment for me.

Q. Who would that be?

A. I think it was John Bull.

Q. Steve Bull?

A. Steve Bull, pardon me.

Q. Did you discuss with him the fact that you had talked to the Watergate Committee?

A. No.

Q. Incidentally, do you have a White House extension in your house or have you ever had one?

A. No. I should have with the damn telephone bill.

Q. Have you ever discussed with the President then what your testimony has been, what your statements have been during your interview with the Watergate Committee?

A. No. We have never had an opportunity.

Q. Have you ever discussed that with Mr. Buzhardt?

A. No.

Q. Do you recall the last time you saw Mr. Rebozo?

A. I think it was when he was out on that Christmas trip. I think we were down there for dinner one night. My wife and I were there, and he was there, the last trip he was out there. And that was the last trip, wasn't it?

Q. Did you have any discussion with him regarding the Watergate Committee?

A. No.

Q. Or any items before it?

A. We arrived, we had one drink, went in and had dinner, came back, watched a movie. Rebozo got tired and went to bed, and I didn't talk to him. I probably didn't have six words with him.

Q. I believe you were in Washington in October—at the end of October in 1973. Do you recall having a telephone conversation with the President while he was at Camp David? I believe you were in Virginia at the time, in Arlington.

A. He might have called me. When was this?

Mr. McKIERNAN. What was the date?

Mr. ARMSTRONG. I think it was around October 30—the end of October.

Mr. McKIERNAN. That is when you had your stroke.

The WITNESS. Maybe. And he was concerned. I think he called me from Camp David at the hotel.

Mr. McKIERNAN. Is that when you went there?

The WITNESS. And he said go to this house—you know, the White House doctor, Dr. Tckacha. But I think that was the date.

Mr. McKIERNAN. You went back to attend that function, you got sick and couldn't get out of bed and couldn't go to the function.

The WITNESS. My wife went.

Mr. McKIERNAN. That is right, and your wife went.

The WITNESS. But we had so many people from California go back with us.

Mr. McKIERNAN. Yes; that was the occasion.

Mr. ARMSTRONG. Other than discussion of your personal health, did you have any other discussion with the President at that time?

A. No.

Q. Do you recall where you were when that——

A. Key Bridge—Marriott, Key Bridge.

Q. Which is in Arlington?

A. That is with two T's.

Q. Are you acquainted with James Golden, former Secret Service agent?

A. I know Jim but I haven't seen him for many months. Bumped into him over in Vegas couple years ago, a year—probably a couple years ago—just accidentally bumped into him and said "Hi" and that is about all.

Q. Do you recall when the last time you saw him was, if it was in Vegas?

A. It was in Vegas; yes.

Q. And he was employed there at that time at the Hughes Tool Co.?

A. Yes; he was working as, I think, counsel.

Mr. McKIERNAN. Are you taking your pills?

The WITNESS. I just did.

Mr. ARMSTRONG. Do you recall if you have ever had any discussion with Mr. Golden about the so-called Hughes loan that occurred in——

A. Never discussed anything with Golden. OK? Nothing discussed—never discussed anything with Golden concerning my brother, only as a friend, a casual thing, you know.

Q. He never indicated to you he had additional information about the Hughes loan which might have been of assistance to you?

A. No.

Q. Since January 1, 1969, has anyone besides Evelyn Dorn and your wife provided secretarial services for you or given you any secretarial assistance?

A. Yes. I have had different ones in, casual, Stanley McKiernan's—different girls have come in for me. I have—after I moved my office out of Los Angeles. What in the hell's Barbara's last name in San-Bar?

Mr. McKIERNAN. I don't know, I never met her.

The WITNESS. God Almighty, she has been secretary at San-Bar, but she is a San-Bar secretary, but she was taking my calls there. I have taken that phone out at this time, and any calls that come in now to San-Bar to me come through their switchboard and I don't have a private line there any more. I decided to cut out all these—

Mr. ARMSTRONG. Anybody else there perform secretarial services over any length of time besides Barbara and Evelyn Dorn and your wife?

A. No. The others were casual, in and out. Stanley McKiernan is a pretty good secretary.

Q. Mr. Nixon, can you think of any reason why Mr. Rebozo might falsely state to Mr. Kalmbach that he had given you money that was a part of a campaign contribution or that he had given you any money at all?

A. I couldn't—

Mr. BLATT. That is really speculation.

The WITNESS. That is a leading question. How in the hell can I think of any—

Mr. ARMSTRONG. I am asking you.

Mr. McKIERNAN. It calls for a speculative answer.

Mr. LENZNER. It might be helpful to us.

The WITNESS. I have no idea. I have no—I wouldn't have any idea why he would—if he would do that.

Mr. ARMSTRONG. Have you ever had any reason to believe that Mr. Rebozo bears you any ill-will?

A. I wouldn't know that. I couldn't answer that either. I haven't known him that well. It wouldn't surprise me but a lot of them bear me ill-will. Enough said.

[Examination by Mr. Lenzner.]

Q. Have you made any effort to determine from Mr. Rebozo whether, in fact, he did make such a statement to Mr. Kalmbach?

A. Stan, you called his attorney.

Mr. McKIERNAN. Yes.

The WITNESS. I left this to my attorney.

Q. I know, we have discussed that.

A. I haven't done it personally. Neither did I call Rose Mary Woods. Stan suggested that he do it through their attorney, because again I am sure they wouldn't want to comment to me just as Herb Kalmbach didn't.

Q. Do you know what the results of those attempts were?

A. Well, they all denied it. Wait a minute. That Rebozo—Rebozo has already sworn testimony that what he did with the money, right?

Q. Well, what I am asking you now is: Do you know the results of Mr. McKiernan's efforts to contact either Mr. Rebozo or Miss Rose Mary Woods?

A. I don't think you ever told me, Stanley.

Mr. McKiernan. That is right, I didn't.

The WITNESS. What was it?

Mr. McKIERNAN. I wasn't able to get ahold of Mr. Rebozo's attorney Mr. Frates. I did talk to Mr. Rhyne, who is Rose Mary Woods' attorney. I was unable to contact Mr. Morgan, who the newspaper indicated was Mr. Kalmbach's attorney. Mr. Rhyne, of course, told me—

The WITNESS. I think you told me Rhyne said this about Rose Mary.

Mr. McKIERNAN. Yes; that she, of course, denied it, and he was at a loss to figure, give any reason why Mr. Kalmbach testified as he did.

Mr. LENZNER. Do you know of any efforts by any individuals at the White House to contact either Kalmbach, Rebozo, or Miss Rose Mary Woods?

A. I would have no idea.

Q. OK. Do you know Mr. William Griffin, G-r-i-f-f-i-n?

A. I don't recall the name.

Q. I just have one or two more questions. Did Mr. Ehrlichman indicate to you on one occasion after your trip to the Dominican Republic that he and others at the White House were concerned about negotiations that went on apparently during that trip with regard to mining and land rights?

A. He never discussed anything like that with me, but the press—there were press releases, I mean, the press wrote up a big story that the purpose of my trip down there was to assist Hatsis and—

Q. Meier—

A. I think I covered this with you pretty well last time.

Q. My only question this time is: Did you discuss that subject of your trip with Mr. Ehrlichman?

A. I don't recall discussing it; no.

Q. Did he ever indicate to you that he, in fact, had received a letter from the Ambassador regarding that subject?

A. No. May I interject here? The Ambassador, I did talk to the Ambassador.

Q. That is Mr. Malloy, I believe?

A. Yes. I talked to the Ambassador the night after—the next morning, in fact. There were two parties for John Meier. One of them was the one that the Ballagar—that Mr. Meier arranged at Ballagar to have for him, I am sure. The next night he was honored at a dinner, not a dinner but a reception, a cocktail reception by the Eye Foundation. I guess he had been very instrumental with Hughes' money or someone's money, I don't know whose, to establish this. It is a very fine project, there is no doubt about it. You know what it is, the Eye Foundation all over South America. So, I was there and I met the Ambassador there.

Q. They are worried about the smoking. Go ahead.

A. The Ambassador—I had a discussion with him about this write-up. I let him know in no uncertain terms that I had no connection whatsoever with John Meier or with Hatsis, and that all he had to do was read the paper that morning, because I had already—and that is of record if you want to check it. You can get it from Rolando Gonzales,

and his father, who has now since passed on, helped me prepare this letter of—not a letter but a statement to the press completely denying any connection whatsoever and having anything to do with this project. In fact, I didn't even know that they were going down there for that purpose.

Q. Now, next question: Did Mr. Ehrlichman indicate to you that he was at any time—that he requested Secret Service electronics surveillance of you because of the trip to the Dominican Republic?

A. No. Did—say that again.

Q. Did Mr. Ehrlichman ever indicate to you that he had implemented Secret Service electronic surveillance on your phone because of the trip?

A. Because of the trip, no.

Q. Or because of your connections or relationships with Mr. Meier and Mr. Hatsis?

A. No, Ehrlichman never told me this.

Q. Did other individuals so indicate to you?

A. Let's say that this was brought to light when I—I knew my phones were being tapped, and I brought it to light, and they were tapped by others than the White House at this time. This is way back. OK?

So, from that point I think—I asked for—I asked then for some assistance of keeping my phones cleared and making sure that of who in the hell is coming in on my lines.

Now, whatever help they gave me, the decisions they made was unbeknownst to me at that time. I did find out, of course, and it was approved by me, didn't bother me at all, my phones being tapped any time, because I had nothing to hide.

Q. Right. I think you indicated to us in November of 1973 that indeed the electronic surveillance conducted by the Secret Service was at your request.

A. Right.

Q. Did Mr. Ehrlichman—I think this is about my last question—did Mr. Ehrlichman ever indicate to you that he had or questioned you about whether you were seeking a finder's fee for the acquisition of Air West by the Hughes Tool Co.?

A. Did—repeat that.

Q. Did Mr. Ehrlichman ever question you with regard to whether you were seeking a finder's fee—for the acquisition of Air West?

A. He never questioned me about that; no, and I sure as hell wasn't requesting one.

Mr. LENZNER. Scott, do you have anything else? I think that just about—

The WITNESS. I think for the record it was suggested by John Meier when he had that stooge with him from Jack Anderson's column, John Marriott brought that case up. He said, "Don, you should have had a finder's fee for that Air West transaction because you are the one who opened the door, got the thing started."

Mr. LENZNER. I have got one more question.

Q. As I understand it, your expenses for one of your trips ultimately was paid for by Mr. Hatsis. You were not aware of it at the time but ultimately you did learn that; is that correct?

A. Well, let's say this: From what it indicated to me, that they must have been paid by him, because it was charged to some travel service in Utah.

Q. Was that the Jay Travel Service?

A. Damned if I know. From the looks of it, it was a Utah travel service, so I would—I surmised it must have been—came from him, and I thought it was John Meier who was supposed to have been picking up the tab.

Q. Do you recall approximately how much that was?

A. I don't, no. I might have a record.

Q. Would it have been around \$6,000?

Let's take a break.

A. No; let's don't break. I want to leave and get the hell out of here.

It wasn't any amount like that, I am sure. It was a much less amount, but I don't recall the amount. It was air fare is all it was. It just covered air fare. Was this the Dominican trip?

Mr. McKIERNAN. I don't know.

The WITNESS. Damned if I know which trip it was.

Mr. LENZNER. My only point is: Was there any effort to repay Mr. Meier or Mr. Hatsis for any of the expenses incurred in your behalf on any of the trips?

A. The trip was planned by John Meier; the invitation was by him. He said that this trip—he would appreciate my coming down. Here I am working on their account. OK? Appreciate me coming along. He invites a Senator from Alaska along and quite a few others. Who all is paying for the trip, I don't know. Maybe Hatsis paid it all. I don't know. I didn't attempt to pay. I didn't attempt to repay him, no.

The trip to Switzerland was supposed to have been picked up by Mr. John Meier, and when I—I left from Los Angeles, and I bought the ticket all the way from Switzerland and back, and when I got back, why John Meier said would I bill this to Toledo Mining. I never billed Toledo Mining. I ate that—I didn't eat it, I expensed it, and I paid it, though, and not Marriott, because Marriott agreed that they would pay it, so that was out of my pocket.

Q. That was the same as the European trip you are talking about now?

A. Pardon?

Q. That was the same as the European trip you are talking about now?

A. Yes.

Q. And the Hawaiian trip?

A. The Hawaiian trip was paid by John Meier, and that was with the approval of John—of Mr. Marriott?

A. Mr. Marriott. I was again going to meet these guys, and I never did meet one of them. This is my last time.

Q. My only question is, what I was really trying to get at, do you know of any effort on behalf of individuals, say Mr. Ehrlichman or others at the White House, because of their concern about Mr. Hatsis and Mr. Meier, of trying to compensate them for the expenses so that there would be no obligation owing to them?

A. There sure as hell better not be. I have never learned of it if there was any.

Mr. LENZNER. OK, sir.

[Examination by Mr. Armstrong.]

Q. Since January 1, 1969, has anyone at any time tried to extort money from you?

A. Extort money?

Q. Right. Is the answer "No" to that question?

A. Yes, no one has ever tried to extort money from me.

Q. And since January 1, 1969, have you borrowed money at any usurious rates? By that I mean have you borrowed money from a—

Mr. McKIERNAN. From a loan shark?

Mr. ARMSTRONG. From a loan shark.

Mr. McKIERNAN. Say "No."

The WITNESS. "No." You mean for a big—No. What is a loan shark? No; I guess not.

Mr. McKIERNAN. Just say "No."

Mr. ARMSTRONG. Good.

The WITNESS. I don't understand those terms, "usurious rates."

Mr. BLATT. It means excessive.

The WITNESS. Excessive interest rates, no.

Mr. ARMSTRONG. In excess of legal permissible interest rates.

A. Hell, no.

Mr. LENZNER. That is it.

Mr. ARMSTRONG. Yes. This is the last question.

Q. Since January 1, 1969, has Mr. Rebozo, the President, or any representative of the President or the White House, or associate of the President, attempted to, or actually paid any bill on your behalf?

A. Never.

Q. Or reimbursed anyone for expenses that they in turn had incurred on your behalf?

A. Never.

Mr. LENZNER. Thank you very much, Mr. Nixon. I am sorry we kept you so late. We appreciate your coming and appreciate your patience with us, and the record should reflect that counsel are accepting a subpoena for documents on your behalf which will not require appearance, with the same understanding that we had yesterday, that they could be forwarded to us if you can respond, they can be forwarded to us without a further appearance for that purpose.

The WITNESS. Now, these documents, you are going to mark those particular—

Mr. LENZNER. We can discuss that with Mr. McKiernan.

Mr. McKIERNAN. We will take care of it.